

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Case No. 2:17-cr-21

Plaintiff,

Hon. PAUL L. MALONEY
U.S. District Judge

vs.

PATRICK JOSEPH SIEVERS,
KATHRYN MARIA HELLEN and
DION ROY JOLLIFF,

SECOND
SUPERSEDING
INDICTMENT

Defendants.

The Grand Jury charges:

COUNT 1

(Conspiracy to Distribute and Possess With Intent to Distribute Methamphetamine)

Beginning in 2016, and continuing to on or about March 30, 2017, in the
Western District of Michigan, Northern Division, and elsewhere, the defendants,

PATRICK JOSEPH SIEVERS and
KATHRYN MARIA HELLEN,

knowingly and intentionally combined, conspired, confederated, and agreed with
each other, Jennifer Elizabeth Smith, and others, known and unknown to the
Grand Jury, to distribute, and possess with intent to distribute, methamphetamine,
a Schedule II controlled substance.

21 U.S.C. § 846
21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(A)(viii)
21 U.S.C. § 841(b)(1)(C)

Quantity Allegation

The grand jury alleges that the amount of controlled substance involved in the conspiracy attributable to PATRICK JOSEPH SIEVERS as a result of his own conduct, and the conduct of other conspirators reasonably foreseeable to him, is 50 grams or more of methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(b)(1)(A)(viii)

COUNT 2

(Distribution of Methamphetamine and Aiding and Abetting the Distribution of Methamphetamine)

On or about March 23, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly and intentionally distributed, and aided and abetted Jennifer Elizabeth Smith in the distribution of, methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

18 U.S.C. § 2(a)

COUNT 3

(Possession With Intent to Distribute Methamphetamine)

On or about March 30, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly and intentionally possessed with intent to distribute methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

COUNT 4
(Maintaining Drug-Involved Premises)

Beginning in 2016, and continuing to on or about March 30, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly opened, leased, rented, used, and maintained a place, specifically, his residence located on Dutch Road in Rockland, Michigan, for the purpose of distributing and using methamphetamine, Schedule II controlled substance.

21 U.S.C. § 856(a)(1)

21 U.S.C. § 856(b)

21 U.S.C. § 856(d)

COUNT 5

(Possession of Firearms in Furtherance of a Drug Trafficking Crime)

On or about March 30, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly possessed a loaded Smith and Wesson .45 caliber semiautomatic pistol, and a loaded Hi-Point 9mm caliber semiautomatic rifle, in furtherance of one or more drug trafficking crimes for which he may be prosecuted in a court of the United States, that is, (a) conspiracy to distribute and possess with intent to distribute methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 846 and 841(a)(1), as alleged in Count 1 of this Second Superseding Indictment, (b) possession with intent to distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1), as alleged in Count 3 of this Second Superseding Indictment, and (c) maintaining a drug-involved premises, in violation of 21 U.S.C. § 856(a)(1), as alleged in Count 4 of this Second Superseding Indictment.

18 U.S.C. § 924(c)(1)(A)(i)

18 U.S.C. § 924(c)(1)(C)(i)

COUNT 6

(Possession With Intent to Distribute 50 Grams or More of Methamphetamine)

On or about March 30, 2017, in Gogebic County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly and intentionally possessed with intent to distribute 50 grams or more of methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(A)(viii)

COUNT 7

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about March 30, 2017, in Gogebic County, in the Western District of Michigan, Northern Division, the defendant,

PATRICK JOSEPH SIEVERS,

knowingly possessed a loaded Glock .40 caliber semiautomatic pistol in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1), as alleged in Count 6 of this Second Superseding Indictment.

18 U.S.C. § 924(c)(1)(A)(i)

18 U.S.C. § 924(c)(1)(C)(i)

COUNT 8

(Conspiracy to Distribute and Possess With Intent to Distribute Methamphetamine)

Beginning in at some time in 2017, the exact date being unknown to the grand jury, and continuing to on or about October 13, 2017, in Baraga and Ontonagon Counties, in the Western District of Michigan, Northern Division, and elsewhere, the defendants,

**KATHRYN MARIA HELLEN and
DION ROY JOLLIFF,**

knowingly and intentionally combined, conspired, confederated, and agreed with each other and others, known and unknown to the Grand Jury, to distribute, and possess with intent to distribute, methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 846

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(A)(viii)

21 U.S.C. § 841(b)(1)(C)

Quantity Allegation

The grand jury alleges that the amount of controlled substance involved in the conspiracy attributable to KATHRYN MARIA HELLEN as a result of her own conduct, and the conduct of other conspirators reasonably foreseeable to her, is 50 grams or more of methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(b)(1)(A)(viii)

COUNT 9

(Distribution of Methamphetamine)

On or about September 14, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

DION ROY JOLLIFF,

knowingly and intentionally distributed methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

COUNT 10

(Distribution of Methamphetamine and Aiding and Abetting the Distribution of Methamphetamine)

On or about September 21, 2017, in Baraga County, in the Western District of Michigan, Northern Division, the defendants,

KATHRYN MARIA HELLEN and
DION ROY JOLLIFF,

knowingly and intentionally distributed, and aided and abetted the distribution of, methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(C)
18 U.S.C. § 2(a)

COUNT 11

(Distribution of Methamphetamine)

On or about September 26, 2017, in Ontonagon County, in the Western
District of Michigan, Northern Division, the defendant,

DION ROY JOLLIFF,

knowingly and intentionally distributed methamphetamine, a Schedule II
controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

COUNT 12

(Possession With Intent to Distribute Methamphetamine)

On or about October 9, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendants,

**KATHRYN MARIA HELLEN and
DION ROY JOLLIFF,**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(C)
18 U.S.C. § 2(a)

COUNT 13

(Distribution of Methamphetamine)

On or about October 13, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

KATHRYN MARIA HELLEN,

knowingly and intentionally distributed methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(C)

COUNT 14

(Possession With Intent to Distribute Methamphetamine)

On or about October 13, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

KATHRYN MARIA HELLEN,

knowingly and intentionally possessed with intent to distribute 50 grams or more of methamphetamine, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(A)(viii)

COUNT 15

(Maintaining Drug-Involved Premises)

On or about October 13, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

KATHRYN MARIA HELLEN,

knowingly opened, leased, rented, used, and maintained a place, specifically, her residence located on Pennsylvania Avenue in Ontonagon, Michigan, for the purpose of distributing methamphetamine, Schedule II controlled substance.

21 U.S.C. § 856(a)(1)

21 U.S.C. § 856(b)

21 U.S.C. § 856(d)

COUNT 16

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about October 13, 2017, in Ontonagon County, in the Western District of Michigan, Northern Division, the defendant,

KATHRYN MARIA HELLEN,

knowingly possessed a loaded Taurus International .357 magnum caliber revolver in furtherance of drug trafficking crimes for which she may be prosecuted in a court of the United States, that is, (a) conspiracy to distribute and possess with intent to distribute methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 846 and 841(a)(1), as alleged in Count 8 of this Second Superseding Indictment, (b) possession with intent to distribute methamphetamine, in violation of 21 U.S.C. § 841(a)(1), as alleged in Count 14 of this Second Superseding Indictment, and (c) maintaining a drug-involved premises, in violation of 21 U.S.C. § 856(a)(1), as alleged in Count 15 of this Second Superseding Indictment.

18 U.S.C. § 924(c)(1)(A)(i)

FORFEITURE ALLEGATION 1

The allegations contained in Counts 5 and 7 of this Second Superseding Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).

Upon conviction of the charges in Counts 5 and 7 of this Second Superseding Indictment, the defendant,

PATRICK JOSEPH SIEVERS,

shall forfeit to the United States any firearms and ammunition involved in the commission of these offenses. The property to be forfeited includes, but is not limited to, the following:

1. a Smith and Wesson .45 caliber semiautomatic pistol bearing serial number TDU2192,
2. a Hi-Point 9mm caliber semiautomatic rifle bearing serial number B89896, and
3. a Glock .40 caliber semiautomatic pistol bearing serial number FME915.

18 U.S.C. § 924(d)
28 U.S.C. § 2461(c)

FORFEITURE ALLEGATION 2

The allegations contained in Count 16 of this Second Superseding Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).

Upon conviction of the charges in Count 16 of this Second Superseding Indictment, the defendant,

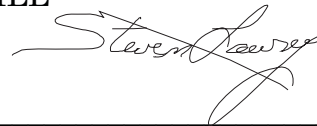
KATHRYN MARIA HELLEN,

shall forfeit to the United States any firearms and ammunition involved in the commission of the offenses. The property to be forfeited includes, but is not limited to, the following:

1. a Taurus International .357 magnum caliber revolver bearing serial number HO91827.

18 U.S.C. § 924(d)
28 U.S.C. § 2461(c)

A TRUE BILL



GRAND JURY FOREPERSON

ANDREW BYERLY BIRGE
United States Attorney



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