

Eastern District of Kentucky

FILED

OCT 20 2022

AT LEXINGTON
ROBERT R. CARR
CLERK U.S. DISTRICT COURT

**EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
LEXINGTON**

UNITED STATES OF AMERICA

V.

INDICTMENT NO. 5:22-cr-130-KKC

KENNETH O. HINTON

* * * * *

THE GRAND JURY CHARGES:

**COUNT 1
21 U.S.C. § 841(a)(1)**

On or about July 13, 2022, in Fayette County, in the Eastern District of Kentucky,

KENNETH O. HINTON

did knowingly and intentionally possess with the intent to distribute 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance, all in violation of 21 U.S.C. § 841(a)(1).

**COUNT 2
18 U.S.C. § 922(g)(1)**

On or about July 13, 2022, in Fayette County, in the Eastern District of Kentucky,

KENNETH O. HINTON,

knowing that he had previously been convicted of a felony offense punishable by a term of one year or more, did knowingly possess firearms and ammunition, to wit: a V.

Bernardelli handgun 9mm, Model 60 Serial number 10716 with loaded magazine and ammo; a Glock, 9 mm semi-auto handgun, Model 48, Serial number BKNP841, with

loaded magazine; Glock, 9mm semi-auto handgun, Model 17, Serial number BTAX982, with loaded magazine; Smith and Wesson AR-15 rifle, Model M & P 15, Serial number TT18905, with loaded magazine; and assorted ammunition, in and affecting commerce, all in violation of 18 U.S.C. § 922(g)(1).

COUNT 3

18 U.S.C. § 924(c)(1)

On or about July 13, 2022, in Fayette County, in the Eastern District of Kentucky,

KENNETH O. HINTON

in furtherance of the drug trafficking crime charged in Count 1 of this Indictment for which he may be prosecuted in a court of the United States, did knowingly possess firearms, to wit: V. Bernardelli handgun 9mm, Model 60 Serial number 10716 with loaded magazine and ammo; a Glock, 9 mm semi-auto handgun, Model 48, Serial number BKNP841, with loaded magazine; Glock, 9mm semi-auto handgun, Model 17, Serial number BTAX982, with loaded magazine; and a Smith and Wesson AR-15 rifle, Model M & P 15, Serial number TT18905, with loaded magazine; and assorted ammunition, all in violation of 18 U.S.C. § 924(c)(1).

COUNT 4

18 U.S.C. § 1956(a)(1)(B)(i) & (ii)

From on or about January 1, 2022, the exact date unknown, and continuing through on or about July 13, 2022, in Fayette County, in the Eastern District of Kentucky, and elsewhere,

KENNETH O. HINTON

did knowingly conduct and attempt to conduct financial transactions affecting interstate commerce, which involved the proceeds of a specified unlawful activity, that is the distribution of controlled substances, and that while conducting and attempting to conduct such financial transactions, knew that the properly involved in the financial transactions represented the proceeds of some form of unlawful activity, in violation of 18 U.S.C. § 1956 (a)(1)(B)(i), with the intent to conceal or disguise the nature, the location, the source, the ownership, or the control of the proceeds of the distribution of controlled substances or to avoid a transaction reporting requirement under State or federal law, all in violation of Title 18 U.S.C. § 1956(a)(1)(B)(i)&(ii).

COUNT 5
18 U.S.C. § 1957

From on or about January 27, 2022, in Fayette County, in the Eastern District of Kentucky, and elsewhere,

KENNETH O. HINTON

did knowingly engage or attempt to engage in a monetary transaction in criminally derived property of a value greater than \$10,000 by purchasing real property via a cashier's check and a wire transfer of funds from the Eastern District of Kentucky to Detroit Michigan, all in violation of Title 18 U.S.C. § 1957.

COUNT 6
18 U.S.C. § 1957

From on or about April 20, 2022, in Fayette County, in the Eastern District of Kentucky, and elsewhere,

KENNETH O. HINTON

did knowingly engage or attempt to engage in a monetary transaction in criminally derived property of a value greater than \$10,000 by purchasing real property via a wire transfer of funds from the Eastern District of Kentucky to Detroit Michigan, all in violation of Title 18 U.S.C. § 1957.

COUNT 7
18 U.S.C. § 1957

From on or about May 16, 2022, in Fayette County, in the Eastern District of Kentucky, and elsewhere,

KENNETH O. HINTON

did knowingly engage or attempt to engage in a monetary transaction in criminally derived property of a value greater than \$10,000 by purchasing real property via a cashier's check and a wire transfer of funds from the Eastern District of Kentucky to Detroit Michigan, all in violation of Title 18 U.S.C. § 1957.

COUNT 8
18 U.S.C. § 1957

From on or about June 3, 2022, in Fayette County, in the Eastern District of Kentucky, and elsewhere,

KENNETH O. HINTON

did knowingly engage or attempt to engage in a monetary transaction in criminally derived property of a value greater than \$10,000 by purchasing real property via a wire transfer of funds from the Eastern District of Kentucky to Detroit Michigan, all in violation of Title 18 U.S.C. § 1957.

FORFEITURE ALLEGATION

21 U.S.C. § 853

18 U.S.C. § 924(d)

28 U.S.C. § 2461

18 U.S.C. § 982(a)(1)

1. In committing the offense alleged in Count 1 of this Indictment, the same being punishable by imprisonment for more than one year, **KENNETH O. HINTON** shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any property that he used or intended to use to commit and to facilitate the commission of the said controlled substance violation, and any property constituting proceeds obtained directly or indirectly as a result of the commission of the aforesaid violation of 21 U.S.C. § 841(a)(1).

2. In committing the offenses alleged in Counts 2-3, **KENNETH O. HINTON** shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461, any and all firearms and ammunition involved in or used, or intending to be used, in the aforesaid violations of 18 U.S.C. §§ 922(g)(1) and 924(c)(1).

3. In committing the offenses alleged in Counts 4-8, **KENNETH O. HINTON** shall forfeit to the United States, pursuant to 18 U.S.C. § 982(a)(1), any property, real or personal, involved in the aforesaid violations of 18 U.S.C. §§ 1956 and 1957, or any property traceable to such property.

4. The to be property includes, but is not limited to, the following:

MONEY JUDGMENT:

\$250,000.00 representing the amount involved in the money laundering offenses alleged in Counts 4-8.

REAL PROPERTY:

- 1) Real property known as 9227 Prest Street, Detroit, Michigan 48228, held in the name of Tabatha Brown;
- 2) Real property known as 15825 Pinehurst Street, Detroit, MI 48238, held in the name of Tabatha Brown;
- 3) Real property known as 17330 Greenfield, Detroit, Michigan 48235, held in the name of Tabatha Brown; and
- 4) 18471 Sunderland Road, Detroit, Michigan 48219, held in the name of Tabatha Brown.

VEHICLES:

- 1) 2010 Mercedes S550, black in color, VIN #WDDNG8GB7AA35248, registered to Kenneth and Iris Hinton; and
- 2) 2015 Chevrolet Suburban, black in color, VIN #1GNSKHKC9FR741526, registered to Iris Hinton.

CURRENCY:

- 1) \$20,000 in U.S. currency;
- 2) \$3,100 in U.S. currency.

FIREARMS:

- 1) V. Bernardelli handgun, 9 mm, Model 60, Serial number 10716, with loaded magazine and ammo;
- 2) Glock, 9 mm semi-auto handgun, Model 48, Serial number BKNP841, with loaded magazine;
- 3) Glock, 9mm semi-auto handgun, Model 17, Serial number BTAX982, with loaded magazine;
- 4) Smith and Wesson AR-15 rifle, Model M & P 15, Serial number TT18905, with laded magazine;
- 5) Glock, 9mm magazine, with ammo;
- 6) Megcar, 9mm magazine, with ammo;
- 7) Smith and Wesson magazine with ammo; and
- 8) All other associated ammo, cartridges, and magazines.

If any of the property listed above, as a result of any act or omission of the

Defendant,

- (1) cannot be located upon the exercise of due diligence;

- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States to seek the forfeiture of any other property in which the above defendants have an interest, up to the value of the property described above, and any other property of the defendants not specifically listed in the Indictment.

By virtue of the commission of the felony offenses charged in this Indictment, any and all interest **KENNETH O. HINTON** has in the above-described property is vested in the United States and hereby forfeited to the United States pursuant to 21 U.S.C. § 853, 18 U.S.C. § 924(d), 28 U.S.C. § 2461, and 18 U.S.C. § 982(a)(1).

A TRUE BILL


FOREPERSON


CARLTON S. SHIER, IV
UNITED STATES ATTORNEY

PENALTIES

- COUNT 1:** Not less than 10 years or more than LIFE imprisonment, not more than a \$10,000,000 fine, and at least 5 years supervised release.
- If prior serious drug felony or serious violent felony conviction:**
Not less than 15 years and not more than LIFE imprisonment, not more than \$20,000,000 fine, and at least 10 years supervised release.
- If two or more prior serious drug felony or serious violent felony convictions:**
Not less than 25 years imprisonment, not more than \$20,000,000 fine, and at least 10 years supervised release.
- COUNT 2:** Not more than 15 years imprisonment, not more than a \$250,000 fine, and not more than 3 years supervised release.
- COUNT 3:** Not less than 5 years imprisonment, but not more than Life imprisonment, not more than a \$250,000 fine, and not more than 5 years supervised release consecutive to a term of imprisonment for a qualifying underlying conviction.
- COUNTS 4 – 8:** Not more than 10 years imprisonment, not more than a \$250,000 fine, and not more than 3 years supervised release.
- PLUS:** Mandatory special assessment of \$100 per count.
- PLUS:** Forfeiture of listed assets.