

SUPERIOR COURT  
SUPERIOR COURT OF  
THE DISTRICT OF COLUMBIA  
CRIMINAL DIVISION

COURT OF  
THE DISTRICT OF COLUMBIA  
CRIMINAL DIVISION

2013 FEB 13 P 11:15  
DISTRICT OF COLUMBIA 15

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Holding a ~~Criminal Term~~  
**FILED**

**FILED**

Grand Jury Sworn in on January 22, 2013

THE UNITED STATES OF AMERICA	:	Criminal No: 2012CF1009602
	:	
	:	Violations:
	:	22 D.C. Code, Sections 2101, 4502:
v.	:	22 D.C. Code, Section 4504(b):
	:	22 D.C. Code Section 4503(a)(1):
	:	The Firearms Emergency Amendment Act of
	:	2012, to be codified at 22 D.C. Code, Section
DAVID A. SHEPHERD	:	4504(a);
PDID: 349-241	:	50 D.C. Code, Section 2201.05b(b)(2);
	:	22 D.C. Code, Section 303;
	:	22 D.C. Code, Section 722 (a)(6) (2001 ed.)
	:	
	:	(First Degree Murder While Armed
	:	(Premeditated); Possession Of a Firearm
	:	During Crime Of Violence Or Dangerous
	:	Offense; Unlawful Possession of a Firearm;
	:	Carrying a Pistol (Outside Home or Place of
	:	Business); Fleeing a Law Enforcement Officer;
	:	Destroying Property; Obstructing Justice (Due
	:	Administration of Justice)
	:	
	:	

The Grand Jury charges:

**FIRST COUNT:**

David A. Shepherd, within the District of Columbia, while armed with a pistol, purposely and with deliberate and premeditated malice killed Henry Charles Miller by shooting him with a firearm, that is a pistol, on or about June 3, 2012, thereby causing injuries from which Henry Charles Miller died on or about June 3, 2012. (First Degree Murder While Armed (Premeditated), in violation of 22 D.C. Code, Sections 2101, 4502 (2001 ed.))

**SECOND COUNT:**

On or about June 3, 2012, within the District of Columbia, David A. Shepherd did possess a firearm, that is, a pistol, while committing the crime of murder as set forth in the first count of this indictment. (Possession Of a Firearm During Crime Of Violence Or Dangerous Offense, in violation of 22 D.C. Code, Section 4504(b) (2001 ed.))

**THIRD COUNT:**

On or about June 3, 2012, within the District of Columbia, David A. Shepherd, previously having been convicted in any court of a crime punishable by imprisonment for a term exceeding one year, owned, kept and had within his possession and control, a firearm. (Unlawful Possession of a Firearm, in violation of 22 D.C. Code Section 4503(a)(1) (2001 ed.))

**FOURTH COUNT:**

On or about June 3, 2012, within the District of Columbia, David A. Shepherd, previously having been convicted of a felony or a violation of 22 D.C. Code, Section 4504(a), did carry, openly and concealed on or about his person, in a place other than his dwelling place, place of business or on other land possessed by him, a pistol. (Carrying a Pistol (Outside Home or Place of Business), in violation of the Firearms Emergency Amendment Act of 2012, to be codified at 22 D.C. Code, Section 4504(a) (2001 ed.))

**FIFTH COUNT:**

On or about June 3, 2012, within the District of Columbia, David A. Shepherd, while operating a motor vehicle, did knowingly fail and refuse to bring that motor vehicle to an immediate stop, and did attempt to elude a law enforcement officer, following a law enforcement officer's signal to bring the motor vehicle to a stop and operated the motor vehicle in a manner that would constitute reckless driving and caused damage to the property of Gallaudet University. (Fleeing a Law Enforcement Officer, in violation of 50 D.C. Code, Section 2201.05b(b)(2) (2001 ed.))

**SIXTH COUNT:**

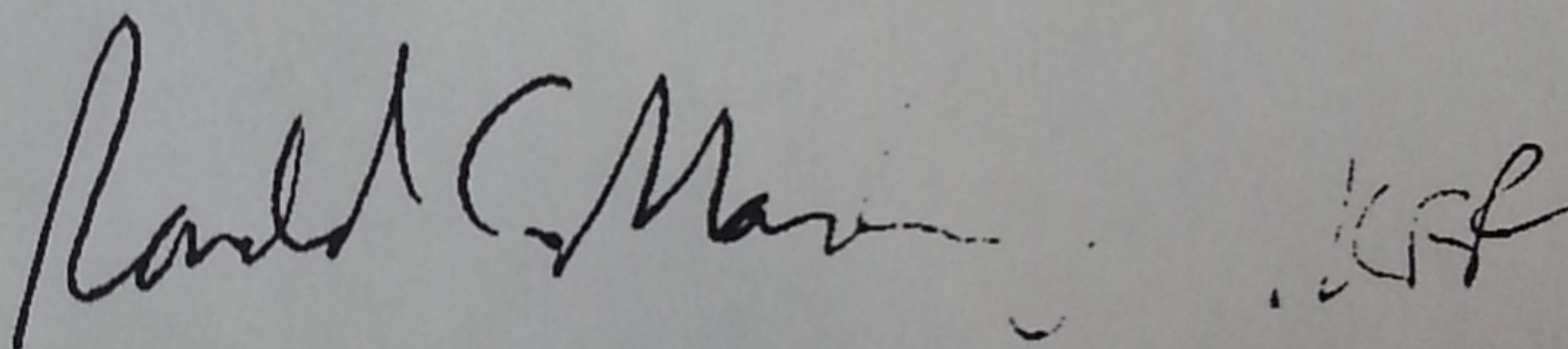
On or about June 3, 2012, within the District of Columbia, David A. Shepherd maliciously did injure, break, and destroy certain property, that is, a gate, property of Gallaudet University, causing damage in the amount of \$1000 or more. (Destroying Property, in violation of 22 D.C. Code, Section 303 (2001 ed.))

SEVENTH COUNT:

On or about July 5, 2012, within the District of Columbia, David A. Shepherd, did corruptly and by threat of force obstruct, impede or endeavor to obstruct and impede the due administration of justice in any official proceeding. (Obstructing Justice (Due Administration of Justice), in violation of 22 D.C. Code, Section 722 (a)(6) (2001 ed.))

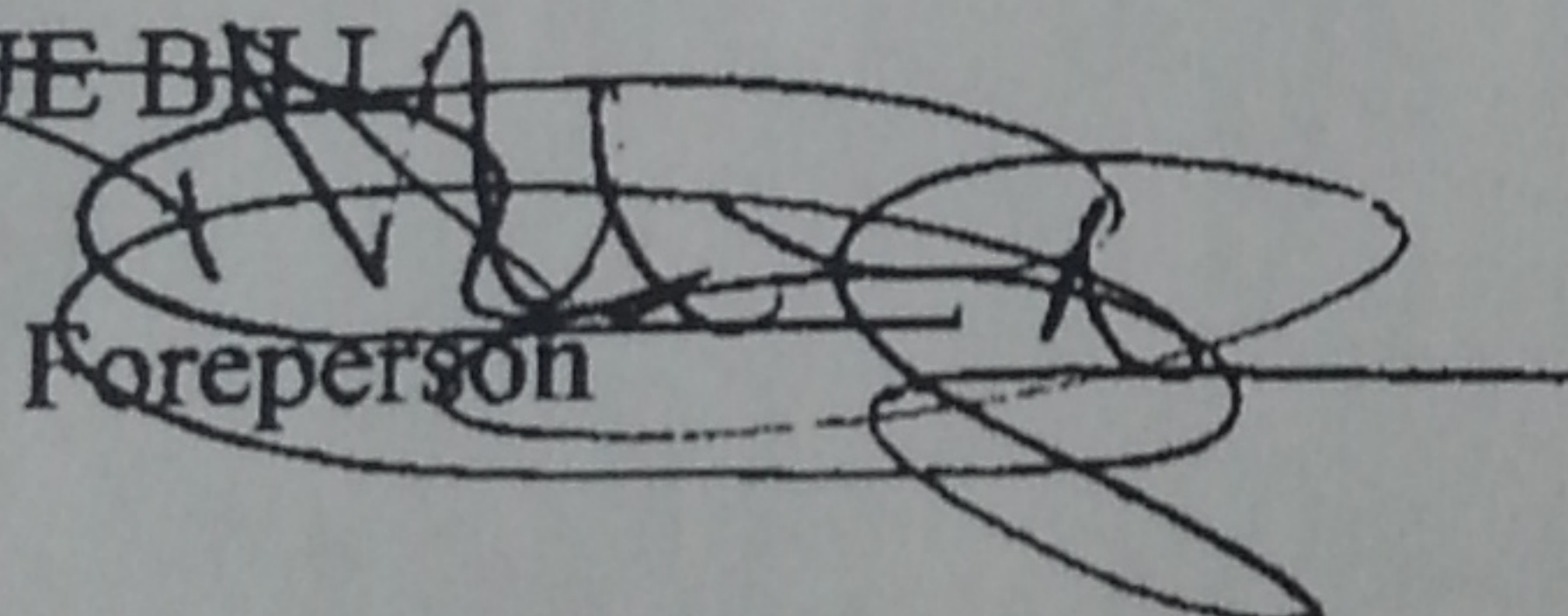
EIGHTH COUNT:

On or about July 27, 2012, within the District of Columbia, David A. Shepherd, did corruptly and by threat of force obstruct, impede or endeavor to obstruct and impede the due administration of justice in any official proceeding. (Obstructing Justice (Due Administration of Justice), in violation of 22 D.C. Code, Section 722 (a)(6) (2001 ed.))



RONALD C. MACHEN JR.  
United States Attorney  
in and for the District of Columbia

A TRUE BILL



Foreperson