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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2013 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

PAUL ANTHONY CIANCIA,

Defendant.

CR No. 13-**CR 13 00902**

I N D I C T M E N T

[18 U.S.C. §§ 1114(1), 1111:
Murder of a Federal Officer
(First Degree); 18 U.S.C.
§§ 1114(3), 1113: Attempted
Murder of a Federal Officer; 18
U.S.C. § 37(a)(1): Violence at
International Airports; 18 U.S.C.
§§ 924(j)(1), 924(c)(1)(A)(iii):
Discharge of a Firearm During a
Crime of Violence Causing Death;
18 U.S.C. § 924(c)(1)(A)(iii):
Discharge of a Firearm During a
Crime of Violence]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. §§ 1114(1), 1111]

On or about November 1, 2013, in Los Angeles County, within the
Central District of California, defendant PAUL ANTHONY CIANCIA did,
willfully, deliberately, maliciously, and with premeditation and
malice aforethought, unlawfully kill Transportation Security
Administration Officer Gerardo Hernandez, an officer and employee of

1 the United States, while Officer Hernandez was engaged in and on
2 account of the performance of his official duties.

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COUNT TWO

[18 U.S.C. §§ 1114(3), 1113]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA did, willfully, deliberately, maliciously, and with premeditation and malice aforethought, attempt to unlawfully kill Transportation Security Administration Officer Tony Leroy Grigsby, an officer and employee of the United States, while Officer Grigsby was engaged in and on account of the performance of his official duties.

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COUNT THREE

[18 U.S.C. §§ 1114(3), 1113]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA did, willfully, deliberately, maliciously, and with premeditation and malice aforethought, attempt to unlawfully kill Transportation Security Administration Officer James Maurice Speer, an officer and employee of the United States, while Officer Speer was engaged in and on account of the performance of his official duties.

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COUNT FOUR

[18 U.S.C. § 37(a)(1)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA unlawfully and intentionally used a device, substance, and weapon, namely, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, to perform an act of violence against Transportation Security Administration Officer Gerardo Hernandez, a person at Los Angeles International Airport, an airport serving international civil aviation, that endangered and was likely to endanger safety at said airport, and that caused and was likely to cause death and serious bodily injury, which is bodily injury involving a substantial risk of death, extreme physical pain, protracted and obvious disfigurement, and protracted loss and impairment of the function of a bodily member, organ, and mental faculty, with the death of Officer Hernandez resulting from such conduct.

COUNT FIVE

[18 U.S.C. § 37(a)(1)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA unlawfully and intentionally used a device, substance, and weapon, namely, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, to perform an act of violence against Transportation Security Administration Officer Tony Leroy Grigsby, a person at Los Angeles International Airport, an airport serving international civil aviation, that endangered and was likely to endanger safety at said airport, and that caused and was likely to cause death and serious bodily injury, which is bodily injury involving a substantial risk of death, extreme physical pain, protracted and obvious disfigurement, and protracted loss and impairment of the function of a bodily member, organ, and mental faculty.

COUNT SIX

[18 U.S.C. § 37(a)(1)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA unlawfully and intentionally used a device, substance, and weapon, namely, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, to perform an act of violence against Transportation Security Administration Officer James Maurice Speer, a person at Los Angeles International Airport, an airport serving international civil aviation, that endangered and was likely to endanger safety at said airport, and that caused and was likely to cause death and serious bodily injury, which is bodily injury involving a substantial risk of death, extreme physical pain, protracted and obvious disfigurement, and protracted loss and impairment of the function of a bodily member, organ, and mental faculty.

COUNT SEVEN

[18 U.S.C. § 37(a)(1)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA unlawfully and intentionally used a device, substance, and weapon, namely, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, to perform an act of violence against Brian Donovan Ludmer, a person at Los Angeles International Airport, an airport serving international civil aviation, that endangered and was likely to endanger safety at said airport, and that caused and was likely to cause death and serious bodily injury, which is bodily injury involving a substantial risk of death, extreme physical pain, protracted and obvious disfigurement, and protracted loss and impairment of the function of a bodily member, organ, and mental faculty.

COUNT EIGHT

[18 U.S.C. §§ 924(j)(1), 924(c)(1)(A)(iii)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA ("CIANCIA"), did knowingly use a firearm, that is, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, during and in relation to crimes of violence for which he may be prosecuted in a court of the United States, that is, Murder of a Federal Officer in violation of Title 18, United States Code, Sections 1114 and 1111, as charged in Count One of this Indictment, and Violence at an International Airport, in violation of Title 18, United States Code, Section 37(a)(1), as charged in Count Four of this Indictment.

Defendant CIANCIA through his use of the firearm and acting willfully, deliberately, maliciously, and with premeditation and malice aforethought, did further murder and cause the death of Transportation Security Administration Officer Gerardo Hernandez.

COUNT NINE

[18 U.S.C. § 924(c)(1)(A)(iii)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA did knowingly carry, brandish, discharge and use a firearm, that is, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, during and in relation to crimes of violence for which he may be prosecuted in a court of the United States, that is, Attempted Murder of a Federal Officer in violation of Title 18, United States Code, Sections 1114(3) and 1113, as charged in Count Two of this Indictment, and Violence at an International Airport, in violation of Title 18, United States Code, Section 37(a)(1), as charged in Count Five of this Indictment.

COUNT TEN

[18 U.S.C. § 924(c)(1)(A)(iii)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA did knowingly carry, brandish, discharge and use a firearm, that is, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, during and in relation to crimes of violence for which he may be prosecuted in a court of the United States, that is, Attempted Murder of a Federal Officer in violation of Title 18, United States Code, Sections 1114(3) and 1113, as charged in Count Three of this Indictment, and Violence at an International Airport, in violation of Title 18, United States Code, Section 37(a)(1), as charged in Count Six of this indictment.

COUNT ELEVEN

[18 U.S.C. § 924(c)(1)(A)(iii)]

On or about November 1, 2013, in Los Angeles County, within the Central District of California, defendant PAUL ANTHONY CIANCIA did knowingly carry, brandish, discharge and use a firearm, that is, a Smith & Wesson 5.56-millimeter M&P15 semiautomatic rifle, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, that is, Violence at an International Airport, in violation of Title 18, United States Code, Section 37(a)(1), as charged in Count Seven of this Indictment.

1 NOTICE OF SPECIAL FINDINGS

2 The allegations of Counts One, Four, and Eight of this
3 Indictment are hereby realleged and incorporated by reference as if
4 fully set forth herein.

5 As to Counts One, Four, and Eight defendant PAUL ANTHONY
6 CIANCIA:

7 1. Was 18 years of age or older at the time of the offenses
8 (18 U.S.C. § 3591(a));

9 2. Intentionally killed Transportation Security Administration
10 Officer Gerardo Hernandez (18 U.S.C. § 3591(a)(2)(A));

11 3. Intentionally inflicted serious bodily injury that resulted
12 in the death of Officer Hernandez (18 U.S.C. § 3591(a)(2)(B));

13 4. Intentionally participated in an act, contemplating that
14 the life of a person would be taken or intending that lethal force
15 would be used in connection with a person, other than a participant
16 of the offense, and Officer Hernandez died as a direct result of the
17 act (18 U.S.C. § 3591(a)(2)(C));

18 5. Intentionally and specifically engaged in an act of
19 violence, knowing that the act created a grave risk of death to a
20 person, other than a participant of the offense, such that
21 participation in the act constituted a reckless disregard for human
22 life and Officer Hernandez died as a direct result of the act (18
23 U.S.C. § 3591(a)(2)(D));

24 6. Killed Officer Hernandez during the commission and
25 attempted commission of an offense under 18 U.S.C. § 37 (Violence at
26 International Airports) (18 U.S.C. § 3592(c)(1));

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1 7. In the commission of the offense, knowingly created a grave
2 risk of death to one or more persons in addition to Officer Hernandez
3 (18 U.S.C. § 3592(c)(5));

4 8. Committed the offense after substantial planning and
5 premeditation to cause the death of a person and to commit an act of
6 terrorism (18 U.S.C. § 3592(c)(9));

7 9. Committed the offense against a Federal public servant and
8 law enforcement officer while he was engaged in the performance of
9 his official duties, because of the performance of his official
10 duties, and because of his status as a public servant (18 U.S.C.
11 § 3592(c)(14)(D)); and

12 10. Intentionally attempted to kill more than one person in a
13 single criminal episode (18 U.S.C. § 3592(c)(16)).

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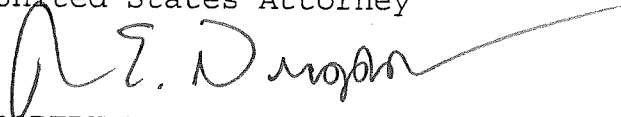
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1 All pursuant to Title 18, United States Code, Sections 3591 and
2 3592.

5 A TRUE BILL

7 Foreperson

8 ANDRÉ BIROTTE JR.
9 United States Attorney

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11 ROBERT E. DUGDALE
12 Assistant United States Attorney
13 Chief, Criminal Division

14 PATRICK R. FITZGERALD
15 Assistant United States Attorney
16 Chief, National Security Section

17 MELISSA MILLS
18 Assistant United States Attorney
19 National Security Section

20 JOANNA CURTIS
21 Assistant United States Attorney
22 Violent and Organized Crime Section