

**FILED**

**FEB 21 2013**

Clerk, U S District Court  
District Of Montana  
Billings



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**ATTORNEY FOR PLAINTIFF  
UNITED STATES OF AMERICA**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**DOUGLAS VANCE CROOKED  
ARM, KENNETH G. SHANE,**

**Defendants.**

**CR 13- 18 -BLG- RFC**

**INDICTMENT**

**CONSPIRACY TO TRAFFIC IN  
EAGLES AND MIGRATORY  
BIRDS**

**(Count I)**

**Title 18 U.S.C. § 371**

**(Penalty: Five years  
imprisonment, \$250,000 fine,  
and three years supervised  
release)**

	<b>UNLAWFULLY TRAFFICKING IN MIGRATORY BIRDS (Counts II-IV) Title 16 U.S.C. § 703(a), 707(b) Title 18 U.S.C. § 2. (Penalty: Two years imprisonment, \$250,000 fine, and one year supervised release)</b>
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**THE GRAND JURY CHARGES:**

**COUNT I**

That on or about January 2, 2008, and continuing thereafter until on or about March 11, 2009, in the District of Montana and elsewhere, the defendants, DOUGLAS VANCE CROOKED ARM and KENNETH G. SHANE, knowingly and willfully conspired and agreed together and with each other, and with other persons both known and unknown to the grand jury, to kill, transport, offer for sale, and sell migratory birds, including bald and golden eagles, in violation of 16 U.S.C. §§ 703(a) and 707(b).

**OVERT ACTS**

In furtherance of the aforementioned conspiracy, and in order to affect its objective, the defendants, DOUGLAS VANCE CROOKED ARM and KENNETH G. SHANE, and others, committed one or more of

the following overt acts:

1. On November 13, 2008, near Crow Agency, Montana, DOUGLAS VANCE CROOKED ARM placed deer carcasses on the land in order to attract and capture birds of prey, including eagles and hawks.
2. On November 13, 2008, near Crow Agency, Montana, DOUGLAS VANCE CROOKED ARM and KENNETH SHANE sold a golden eagle feather fan for \$1,500;
3. On November 13, 2008, near Crow Agency, Montana, DOUGLAS VANCE CROOKED ARM and KENNETH SHANE offered to sell a magpie feather fan for \$800;
4. On February 11, 2009, in Hardin, Montana, DOUGLAS VANCE CROOKED ARM and KENNETH SHANE offered to sell a bald eagle feather fan, and received a down payment of \$500;
5. On March 10, 2009, near Hardin, Montana, DOUGLAS VANCE CROOKED ARM offered to sell a winter hawk tail fan for \$500.

6. On March 10, 2009, near Hardin, Montana, DOUGLAS VANCE CROOKED ARM offered to sell a bald eagle tail fan for \$1,000.

All in violation of 18 U.S.C. § 371.

#### COUNT II

That on or about November 13, 2008, in the State and District of Montana, the defendants DOUGLAS VANCE CROOKED ARM and KENNETH SHANE knowingly and unlawfully sold parts of a golden eagle, which is a migratory bird, for \$1,500, in violation of 16 U.S.C. §§ 703, 707(b), and 18 U.S.C. § 2.

#### COUNT III

That on or about November 13, 2008, near Crow Agency, Montana, in the State and District of Montana, the defendants DOUGLAS VANCE CROOKED ARM and KENNETH SHANE offered to sell parts of a Magpie, which is a migratory bird, for \$800, in violation of 16 U.S.C. §§ 703, 707(b), and 18 U.S.C. § 2.


#### COUNT IV

That on or about March 10, 2009, in the State and District of Montana, the defendants DOUGLAS VANCE CROOKED ARM and KENNETH SHANE knowingly and unlawfully offered to sell parts of a

bald eagle, which is a migratory bird, for \$1,000, in violation of  
16 U.S.C. §§ 703, 707(b), and 18 U.S.C. § 2.

A TRUE BILL.

  
FOREPERSON

*for*   
MICHAEL W. COTTER  
United States Attorney  
Attorney for Plaintiff

*for*   
KRIS A. McLEAN  
Criminal Chief Assistant U.S. Attorney  
Attorney for Plaintiff

Crim. Summons ✓ - Both

Warrant: \_\_\_\_\_

Bail: \_\_\_\_\_

Rtn on 3/12/13 @  
10:00 a.m. before CSO