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DISTRICT OF UTAH  
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IN THE UNITED STATES DISTRICT COURT

DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PHILBERT RENTZ,

Defendant.

Case No. 2:11CR00771CW

**SUPERSEDING  
INDICTMENT**

- VIO. 18 U.S.C. §§ 1111 and 1153, Murder While Within Indian Country;
- VIO. 18 U.S.C. §§ 113(a)(6), Assault Causing Serious Bodily Injury While Within Indian Country;
- VIO. 18 U.S.C. §§ 113(a)(3), Assault With a Dangerous Weapon While Within Indian County;
- VIO. 18 U.S.C. § 924(c), Use of a Firearm in Relation to a Crime of Violence;
- VIO. 18 U.S.C. § 922(g)(1), Felon in Possession of a Firearm.

The Grand Jury charges:

**COUNT I**  
**18 U.S.C. § 1111**

On or about July 23, 2011, in the Central Division of the District of Utah,

PHILBERT RENTZ,

the defendant herein, an enrolled member of the Navajo Nation, unlawfully killed Tedrick Francis with malice aforethought while within Indian Country; all in violation of 18 U.S.C. §§ 1111 and 1153.

**COUNT II**  
**18 U.S.C. § 113(a)(6)**

On or about July 23, 2011, in the Central Division of the District of Utah,

PHILBERT RENTZ,

the defendant herein, an enrolled member of the Navajo Nation, while within Indian Country, did knowingly assault Verveen Dawes causing serious bodily injury; all in violation of 18 U.S.C. §§ 113(a)(3) and 1153(a).

**COUNT III**  
**18 U.S.C. § 113(a)(3)**

On or about July 23, 2011, in the Central Division of the District of Utah,

PHILBERT RENTZ,

the defendant herein, an enrolled member of the Navajo Nation, while within Indian Country, did knowingly assault Verveen Dawes with a dangerous weapon, that is a Hi-Point 9mm carbine, with intent to do bodily harm; all in violation of 18 U.S.C. §§ 113(a)(3) and 1153(a).

**COUNT IV**  
**18 U.S.C. § 924(c)**

On or about July 23, 2011, in the Central Division of the District of Utah,

PHILBERT RENTZ,

the defendant herein, during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, did knowingly use and carry and discharge a firearm, that is a Hi-Point 9mm carbine; all in violation of 18 U.S.C. § 924(c) and punishable by 18 U.S.C. § 924(c)(1)(A)(iii).

**COUNT V**  
**18 U.S.C. § 922(g)(1)**

On or about July 23, 2011, in the Central Division of the District of Utah,


PHILBERT RENTZ,

the defendant herein, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess, in and affecting interstate commerce, a firearm, that is a Hi-Point 9mm carbine; all in violation of 18 U.S.C. § 922(g)(1).

A TRUE BILL:

/s/  
\_\_\_\_\_  
FOREPERSON OF GRAND JURY

CARLIE CHRISTENSEN  
UNITED STATES ATTORNEY

  
TRINA A. HIGGINS  
Assistant United States Attorney