

FILED

DEC - 9 2014


CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
CENTRAL DIVISION

UNITED STATES OF AMERICA,

CR **14-30137**

Plaintiff,

INDICTMENT

vs.

DEREK KENNEDY,

ASSAULT WITH A DANGEROUS WEAPON, ASSAULT RESULTING IN SERIOUS BODILY INJURY, ASSAULT RESULTING IN SUBSTANTIAL BODILY INJURY, and ASSAULTING, RESISTING AND IMPEDING A FEDERAL OFFICER

Defendant.

18 U.S.C. §§ 1153, 111, 113(a)(3), 113(a)(6), and 113(a)(7)

The Grand Jury charges:

COUNT I

On or about the 9th day of July, 2013, at Fort Thompson, in Indian country, in the District of South Dakota, Derek Kennedy, an Indian, did unlawfully assault Doreece Kennedy, with a dangerous weapon, that is, shod feet, with intent to do bodily harm to Doreece Kennedy, in violation of 18 U.S.C. §§ 1153 and 113(a)(3).

COUNT II

On or about the 9th day of July, 2013, at Fort Thompson, in Indian country, in the District of South Dakota, Derek Kennedy, an Indian, did unlawfully assault Doreece Kennedy, and said assault resulted in serious bodily injury, in violation of 18 U.S.C. §§ 1153 and 113(a)(6).

COUNT III

On or about the 4th day of October, 2014, at Fort Thompson, in Indian country, in the District of South Dakota, Derek Kennedy, an Indian, did unlawfully assault Doreece Kennedy, with a dangerous weapon, that is, shod feet with intent to do bodily harm to Doreece Kennedy, in violation of 18 U.S.C. §§ 1153 and 113(a)(3).

COUNT IV

On or about the 4th day of October, 2014, at Fort Thompson, in Indian country, in the District of South Dakota, Derek Kennedy, an Indian, did unlawfully assault Doreece Kennedy, an intimate and dating partner and said assault resulted in substantial bodily injury, in violation of 18 U.S.C. §§ 1153 and 113(a)(7).

COUNT V

On or about the 4th day of October, 2014, at Fort Thompson, in Indian country, in the District of South Dakota, Derek Kennedy, did forcibly assault, resist, oppose, impede, intimidate, and interfere with Bureau of Indian Affairs Officer, Lt. Marvin Grassrope, while Lt. Marvin Grassrope was engaged in the performance of his official duties and employed as a federal law enforcement officer with the Bureau of Indian Affairs, Department of Interior, and said conduct did involve physical contact with Lt. Marvin Grassrope, in violation of 18 U.S.C. § 111.

A TRUE BILL:

NAME REDACTED

Foreperson

BRENDAN V. JOHNSON
UNITED STATES ATTORNEY

By: 