


UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
CENTRAL DIVISION

**FILED**  
JUN - 5 2015  
  
CLERK

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UNITED STATES OF AMERICA,

CR 15-30032

Plaintiff,

FACTUAL BASIS STATEMENT

vs.

BRIAN IRON BOULDER,  
a/k/a Brian Ironboulder,

Defendant.

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The Defendant states that the following facts are true, and the parties agree that they establish a factual basis for the offense(s) to which the Defendant is pleading guilty pursuant to Fed. R. Crim. P. 11(b)(3).

On or about the 25th day of March, 2015, at Fort Thompson, in the District of South Dakota, Brian Iron Boulder, a/k/a Brian Ironboulder, did unlawfully attempt to kill Patrick F. Duffy, Superintendent of the Crow Creek Agency, Bureau of Indian Affairs, Department of Interior, an officer and employee of the United States, while Superintendent Patrick F. Duffy was engaged in and on account of the performance of his official duties as Superintendent of the Crow Creek Agency, in violation of 18 U.S.C. § 1114.

The parties agree that Patrick F. Duffy is duly employed as the Superintendent of the Crow Creek Agency, Bureau of Indian Affairs, Department of Interior, and that he was so engaged in the performance of his official duties on March 25, 2015. In his role as Superintendent, Duffy would speak with tribal

members about their land and lease holdings. The Defendant, Brian Iron Boulder, a/k/a Brian Ironboulder, came to Superintendent Duffy's office on prior occasions to speak with him about his girlfriend's land/lease holdings on the Crow Creek Reservation.

On March 25, 2015, Iron Boulder, came to the Crow Agency building, Fort Thompson, South Dakota to speak with Superintendent Duffy. Iron Boulder normally does not carry weapons with him, however on this day, he intentionally brought a pocket knife, with a four inch blade, with him. Iron Boulder intentionally had the blade extended on the knife when he entered the building wanting to speak with Superintendent Duffy. Superintendent Duffy was in a meeting, but agreed to speak with Iron Boulder. The two began to walk down the hallway, with Duffy in front and Iron Boulder a few steps behind him. At this time, Iron Boulder took the knife out of his pocket and intentionally stabbed Superintendent Duffy in the center of the back with the knife. Iron Boulder then fled the building. Iron Boulder admitted that he knowingly and intentionally stabbed Superintendent Duffy in the back because of his role as the Superintendent of the Crow Creek agency. The parties further agree Superintendent Duffy is an official victim pursuant to U.S.S.G. § 3A1.2(b).

Co-workers summoned law enforcement and an ambulance. Superintendent Duffy was taken by ambulance, with the knife protruding from his back, to Mid-Dakota Hospital in Chamberlain, South Dakota. Emergency room physicians for SanfordChamberlain Med Center attended to Superintendent Duffy's injuries. Superintendent Duffy had a stab wound, medial

to left scapula which had penetrated the chest wall, with blood in the plural cavity, which required a chest tube. The knife was removed and a chest tube was placed. Due to the extent of the injuries, Superintendent Duffy was airlifted to Sanford Hospital in Sioux Falls and hospitalized until March 31, 2015. Superintendent Duffy continued to receive follow-up care and on April 14, 2015, Superintendent Duffy was again taken to Sanford Hospital in Sioux Falls for a second procedure. He had a collapsed lung and required a second surgery. The parties agree that as a result of the attempted murder Superintendent Duffy received life-threatening injuries.

RANDOLPH J. SEILER  
Acting United States Attorney

5-18-15

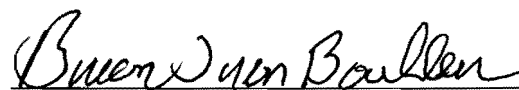
Date



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6/2/2015

Date



Brian Iron Boulder,  
a/k/a Brian Ironboulder  
Defendant

6/2/2015

Date



Douglas A. Abraham  
Attorney for Defendant