

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
WESTERN DIVISION

UNITED STATES OF AMERICA

v.

ROBERT FOOL BEAR, SR.

INDICTMENT

Case No. \_\_\_\_\_

Violation: 18 U.S.C. §§ 113(a)(3), 1153,  
2241(a), and 2241(c); and N.D.C.C.  
§§ 12.1-20-11 and 12.1-32-15

COUNT ONE

**Attempted Aggravated Sexual Abuse of a Child**

The Grand Jury Charges:

From in or about March 2009 to in or about March 2010, in the District of North Dakota, in Indian country, and within the exclusive jurisdiction of the United States,

ROBERT FOOL BEAR, SR.,

an Indian, knowingly engaged in and attempted to engage in a sexual act, that is, the penetration, however slight, by a penis of the vulva of V.F.B., a child who had not attained the age of twelve years, with an intent to abuse, arouse, and gratify the sexual desire of any person;

In violation of Title 18, United States Code, Sections 2241(c) and 1153.

COUNT TWO

**Aggravated Sexual Abuse of a Child**

The Grand Jury Further Charges:

From in or about March 2009 to in or about March 2010, in the District of North Dakota, in Indian country, and within the exclusive jurisdiction of the United States,

ROBERT FOOL BEAR, SR.,

an Indian, knowingly engaged in a sexual act, that is, the penetration, however slight, by a penis of the vulva of V.F.B., a child who had not attained the age of twelve years, with an intent to abuse, arouse, and gratify the sexual desire of any person;

In violation of Title 18, United States Code, Sections 2241(c) and 1153.

COUNT THREE

**Aggravated Sexual Abuse of a Child by Force**

The Grand Jury Further Charges:

From in or about October 2015 to in or about November 2015, in the District of North Dakota, in Indian country, and within the exclusive jurisdiction of the United States,

ROBERT FOOL BEAR, SR.,

an Indian, knowingly caused V.F.B. to engage in a sexual act, that is, the penetration, however slight, by a penis of the vulva of V.F.B., by using force against her and with an intent to abuse, arouse, and gratify the sexual desire of any person;

In violation of Title 18, United States Code, Sections 2241(a) and 1153.

COUNT FOUR

**Assault with a Dangerous Weapon**

The Grand Jury Further Charges:

In or about December, 2015, in the District of North Dakota, in Indian country, and within the exclusive jurisdiction of the United States,

ROBERT FOOL BEAR, SR.,

an Indian, did assault V.F.B., a minor female, with a dangerous weapon, namely, shod feet, with intent to do bodily harm and without just cause and excuse;

In violation of Title 18, United States Code, Sections 113(a)(3) and 1153.

COUNT FIVE

**Incest in Indian Country**

The Grand Jury Further Charges:

From in or about March 2009 to in or about November 2015, in the District of North Dakota, in Indian Country and within the exclusive jurisdiction of the United States,

**ROBERT FOOL BEAR, SR.,**

knowingly engaged in a sexual act with V.F.B., his minor niece, a person with whom he is related within a degree of consanguinity within which marriages are declared incestuous at a time in which he knew V.F.B. to be a person within said degree of relationship;

In violation of Title 18, United States Code, Section 1153, and N.D.C.C., Sections 12.1-20-11 and 12.1-32-15.

A TRUE BILL:

/s/ Grand Jury Foreperson

Foreperson

/s/ Christopher C. Myers

CHRISTOPHER C. MYERS

United States Attorney

GLD/aap