

**UNITED STATES DISTRICT COURT**  
 for the  
**Southern District of Iowa**

United States of America

v.

ROBERT POORE

Case No.

3:19-mj-37

*Defendant(s)***CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of March 26, 2019 in the county of Clinton in the  
Southern District of Iowa, the defendant(s) violated:

*Code Section**Offense Description*

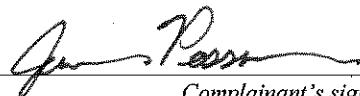
18 U.S.C. §§ 922(g)(1), 924(a)(2)

On or about March 26, 2019, in the Southern District of Iowa, the defendant, ROBERT POORE, having been convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce firearms, that is, the firearms listed in Attachment A, said firearms having been shipped and transported in interstate commerce. This is a violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

This criminal complaint is based on these facts:

See Attached Affidavit.

Continued on the attached sheet.



Complainant's signature

Jason Pessman, ATF Special Agent

Printed name and title

Sworn to before me and signed in my presence.

Sworn to before me by telephone or other  
 reliable electronic means.

Date: March 29, 2019


Judge's signature

Stephen B. Jackson, Jr., U.S. Magistrate Judge

Printed name and title



FILED 4:12 pm, Mar 29 2019

By: Clerk's Office, Southern District of Iowa

**AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT**

UNITED STATES OF AMERICA        )  
    ) ss  
SOUTHERN DISTRICT OF IOWA        )

Your affiant, Jason Pessman, being duly sworn state and depose as follows:

1. I am a Special Agent with the Bureau of Alcohol, Tobacco, and Firearms (ATF), and have been so employed since 2000. Prior to that, I was employed as a Customs Inspector from 1997 to 2000. Affiant is aware of the information set forth below through personal investigation, interviews, and discussions with other law enforcement officers.
2. Throughout my law enforcement career, I have been involved in hundreds of investigations and arrests pertaining to possession, sales, and transportation of controlled substances and/or firearms. I have conducted numerous street-level interviews, interviewed confidential sources, and executed numerous narcotics and firearms related search warrants.
3. I believe probable cause exists to conclude ROBERT LEE POORE (hereinafter POORE) possessed firearms, which traveled in and affected interstate commerce, on or about March 26, 2019, within the Southern District of Iowa, and at the time of the possession, POORE had previously been convicted of an offense punishable by imprisonment for more than one year, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

**FACTUAL BASIS**

4. On March 26, 2019, at approximately 9:40 p.m., officers of the Clinton Police Department were called to the Subway parking lot, located at 807 North 2nd Street Clinton, Iowa, for a subject sleeping in a parked running vehicle and for a possible intoxicated driving offense. Clinton, Iowa is located within the Southern District of Iowa. Officers observed a subject, later identified as POORE, slumped over in the vehicle and observed POORE was breathing and asleep. The vehicle had Illinois license plates and was registered to POORE who resides in Fulton, Illinois.
5. Officers woke POORE and asked him to step out of the vehicle. When POORE stepped out of the vehicle, officers observed a hammer protruding from POORE'S right rear pocket, and a large flashlight protruding from POORE'S left rear pocket. Officers noticed POORE seemed agitated when ordered out of the vehicle. Officers knew the hammer and flashlight in POORE'S possession could be used as weapons and, due to the agitated state POORE was in, decided to

conduct a pat-down of POORE. POORE told officers just before officers touched him that he (POORE) was armed.

6. During the pat-down, officers located several loaded handguns concealed on POORE'S person. Two of the handguns, a Glock Model 23, .40 caliber, pistol and a Glock, Model 19, nine-millimeter pistol had the slide of the handguns modified so the slide would not lock back. Officers conducted a functions check which revealed once the trigger was pulled and held on each gun the slide would react back and come forward firing another round without pulling the trigger a second time and would continue to fire as long as the trigger was held or until the magazine ran out of bullets. These appeared to be "homemade" modifications on the two handguns.
7. In addition to the loaded handguns, POORE also had six speed loaders (used to reduce the time/effort needed to reload a firearm), a total of twenty-five loaded magazines, four knives, and a pipe containing white residue consistent with illegal narcotics on his person. Officers asked POORE if there were any other weapons in the vehicle. POORE admitted there were more guns in his vehicle, but he was not sure how many.
8. Officers seized the vehicle for the execution of a state search warrant. A loaded Ruger .22 caliber handgun with what appeared to be a homemade suppressor/silencer was located under the driver's seat. During the search, officers also located seven rifles, including one Ruger .22 caliber rifle, which had a homemade suppressor/silencer attached. A second homemade silencer/suppressor was also found in a box of ammunition.
9. Officers entered the firearm descriptions into the National Crime Information Center, or "NCIC," and learned that two of the firearms were reported as stolen out of Whiteside County, Illinois and Carroll County, Illinois, specifically the Remington, Model 600, 308 caliber, Rifle, bearing Serial Number 30372 and the Savage Arms, 30-06 caliber, Rifle, bearing Serial Number J712247.
10. Your Affiant reviewed a list of firearms seized from POORE'S vehicle and person. SA Pessman observed the following firearms (this list omits one additional firearm that had no markings and will need further investigation):
  - a. Savage Arms, 30-06 caliber, Rifle, bearing Serial Number J712247. This firearm having been seized from his vehicle.
  - b. Ruger, Model 300, .300 Win Mag caliber, Rifle, bearing Serial Number 78221674. This firearm having been seized from his vehicle.
  - c. Remington, Model 600, 308 caliber, Rifle, bearing Serial Number 30372. This firearm having been seized from his vehicle.
  - d. Ruger, .223 caliber, Rifle, bearing Serial Number 58296876. This firearm having been seized from his vehicle.

- e. Ruger, Model 10/22, .22 caliber Rifle, bearing Serial Number 35929178. This firearm having been seized from his vehicle.
- f. Rock River Arms, Model LAR-15, 5.56 mm caliber, Rifle, bearing Serial Number KT1204226. This firearm having been seized from his vehicle.
- g. Glock, Model 23, .40 caliber, Pistol, bearing Serial Number BDNL613. This firearm having been seized from his person.
- h. Ruger, Model LCR, 9mm caliber, Pistol, bearing Serial Number 54960016. This firearm having been seized from his person.
- i. Remington, Model 1911 R1, Pistol, 10mm caliber, bearing Serial Number RHD007476. This firearm having been seized from his person.
- j. Ruger, .22 caliber, Pistol, bearing Serial Number 1534452. This firearm having been seized from his person.
- k. Cobra, Model C32, .32 caliber, Pistol, bearing Serial Number 065769. This firearm having been seized from his person.
- l. Glock, Model 19, 9mm caliber, Pistol, bearing Serial Number BEGV086. This firearm having been seized from his person.
- m. Ruger, Model LCP, .380 caliber, Pistol, bearing Serial Number 7117947. This firearm having been seized from his person.

11. SA Pessman is an ATF Interstate Nexus expert who has received special training in the area of interstate nexus of firearms and ammunition. SA Pessman is of the opinion none of the firearms described in the previous paragraph were manufactured in the state of Iowa and all of the firearms would have travelled in Interstate Commerce prior to being possessed in Iowa.

12. ROBERT LEE POORE has been convicted of Attempted Armed Robbery, a Class X felony, in case number 1994CF000330, on or about June 17, 1994, in McLean County, Illinois. The potential penalty for this offense is imprisonment over one year.

#### CONCLUSION

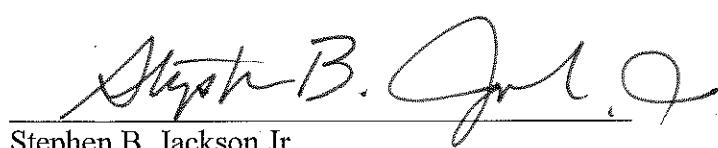
13. Based on the foregoing, there is probable cause to charge ROBERT LEE POORE with Felon in Possession of a Firearms, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

I declare under penalty of perjury that the above-foregoing facts and circumstances are true and correct the best of my knowledge and belief.



\_\_\_\_\_  
Jason Pessman  
Special Agent/ATF

Sworn to before me and subscribed in my presence this 29 day of March, 2019.



\_\_\_\_\_  
Stephen B. Jackson Jr.

United States Magistrate Judge  
Southern District of Iowa

**ROBERT LEE POORE - COMPLAINT ATTACHMENT A**

1. Savage Arms, 30-06 caliber, Rifle, bearing Serial Number J712247.
2. Ruger, Model 300, .300 Win Mag caliber, Rifle, bearing Serial Number 78221674.
3. Remington, Model 600, 308 caliber, Rifle, bearing Serial Number 30372.
4. Ruger, .223 caliber, Rifle, bearing Serial Number 58296876.
5. Ruger, Model 10/22, .22 caliber Rifle, bearing Serial Number 35929178.
6. Rock River Arms, Model LAR-15, 5.56 mm caliber, Rifle, bearing Serial Number KT1204226.
7. Glock, Model 23, .40 caliber, Pistol, bearing Serial Number BDNL613.
8. Ruger, Model LCR, 9mm caliber, Pistol, bearing Serial Number 54960016.
9. Remington, Model 1911 R1, Pistol, 10mm caliber, bearing Serial Number RHD007476.
10. Ruger, .22 caliber, Pistol, bearing Serial Number 1534452.
11. Cobra, Model C32, .32 caliber, Pistol, bearing Serial Number 065769.
12. Glock, Model 19, 9mm caliber, Pistol, bearing Serial Number BEGV086.
13. Ruger, Model LCP, .380 caliber, Pistol, bearing Serial Number 7117947.