



IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
BY JACKSON DIVISION

UNITED STATES OF AMERICA

CRIMINAL NO. 3:08 CR 107 DPJ-LRA

v.

Frank E. Melton
Michael Recio
Marcus Wright

18 U.S.C. § 241
18 U.S.C. § 242
18 U.S.C. § 924(c)

INDICTMENT

The Grand Jury for the Southern District of Mississippi charges:

Introduction

1. At all times relevant to each Count of this Indictment:
 - a. Frank E. Melton was the Mayor of Jackson, Mississippi; and
 - b. Michael Recio and Marcus Wright were police officers employed by the Jackson Police Department in Jackson, Mississippi.
2. From August 26-27, 2006, Frank E. Melton, Michael Recio, and Marcus Wright were in control of the Jackson Police Department Mobile Command Unit. During that time, they invited several young men on board the Mobile Command Unit, many of whom were minors, to accompany them and participate with them as they engaged in law enforcement activities.

COUNT ONE

3. On or about August 26, 2006, and continuing until on or about August 27, 2006, in the City of Jackson, in the Southern District of Mississippi, the Defendants,

**Frank E. Melton
Michael Recio
and
Marcus Wright,**

along with other persons known and unknown to the grand jury, while acting under color of law, did willfully combine, conspire, and agree with one another and with others to injure, oppress, threaten, and intimidate E.W and J.S. in the free exercise and enjoyment of a right secured to them by the Constitution and the laws of the United States, namely; the right to be free from unreasonable searches and seizures by those acting under color of law,

In violation of Title, 18 U.S.C. § 241.

Overt Acts

4. On August 26, 2006, the Defendants invited, and were accompanied by, several young men onto the Mobile Command Unit during law enforcement operations.
5. On August 26, 2006, the Defendants used the Jackson Police Department Mobile Command Unit to drive to 1305 Ridgeway St. in Jackson, Mississippi.
6. Upon arrival at 1305 Ridgeway St., MARCUS WRIGHT entered the rear of the home and ordered the occupants of the home outside at gunpoint.
7. Once the occupants were outside, FRANK E. MELTON knocked out several windows of the home with a large stick.
8. FRANK E. MELTON ordered the young men to exit the Mobile Command Unit and use sledgehammers to damage and destroy the home at 1305 Ridgeway St.
9. The young men damaged the exterior and interior of the house, as well as private property within the house, using the sledgehammers at the direction of FRANK E. MELTON, while MICHAEL RECIO and MARCUS WRIGHT stood guard.
10. After leaving the property at 1305 Ridgeway St., FRANK E. MELTON, MICHAEL RECIO and MARCUS WRIGHT returned later the same evening on August 26, 2006, again with the young men.
11. Again, FRANK E. MELTON ordered the young men to destroy the home, and the contents of the home, at 1305 Ridgeway St. in Jackson, Mississippi.
12. The young men again used sledgehammers at the direction of FRANK E. MELTON to destroy the home, and the contents of the home, at 1305 Ridgeway St. in Jackson, Mississippi.

13. Again, MICHAEL RECIO and MARCUS WRIGHT stood guard while the home, at 1305 Ridgeway St. in Jackson, Mississippi, and its contents were destroyed.

COUNT TWO

14. On or about August 26, 2006, in the City of Jackson, and the Southern District of Mississippi, the Defendants,

**Frank E. Melton
Michael Recio
and
Marcus Wright,**

while aiding and abetting one another and other people known to the grand jury, and while acting under color of law, did willfully deprive E.W. and J.S. of a right secured and protected by the Constitution of the United States, namely; the right to be free from unreasonable searches and seizures by those acting under color of law; that is, the defendants, along with others, entered the property at 1305 Ridgeway St., without lawful justification, and damaged a home on that property and personal belongings contained therein.

In commission of this offense, the defendants herein, aiding and abetting each other and others, used, attempted to use, and threatened to use dangerous weapons, namely: a firearm wielded by MARCUS WRIGHT and sledgehammers wielded by several young men at the direction and supervision of the defendants.

All in violation of Title 18, United States Code, Sections 242 and 2.

COUNT THREE

15. On or about August 26, 2006, in the Southern District of Mississippi, the Defendants,

**Frank E. Melton
Michael Recio
and
Marcus Wright,**

aiding and abetting one another, used and carried a firearm during and in relation to, and possessed a firearm in furtherance of, a crime of violence for which they could be prosecuted in a court of the United States, specifically, the Conspiracy Against Rights

