

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

NANCY KELLER

WARRANT FOR ARREST

CASE NUMBER: *02-727 M*

To: The United States Marshal and any Authorized
United States Officer

YOU ARE HEREBY COMMANDED to arrest Nancy Keller

and bring him or her forthwith to the nearest magistrate judge to answer a Complaint

charging him or her with (brief description of offense)

On or about August 25, 2002, at Philadelphia, Pennsylvania, the defendant attempted to board an aircraft in air transportation when she knew or should have known that she had a concealed dangerous weapon, that is a loaded .357 handgun, on or about her person and her property that would be accessible to her in flight.

In violation of Title 49 United States Code, Section(s) 46505(b)(1).

Honorable Jacob P. Hart

United States Magistrate Judge

Name of Issuing Officer

Title of Issuing Officer

Signature of Issuing Officer

Date and Location

Philadelphia, PA

Bail fixed at \$ _____

by _____

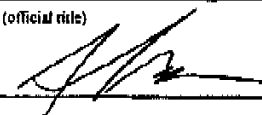
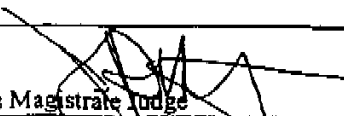
Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER Andrew Pelczar, III, FBI	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

Mary E. Crawley, AUSA, Authorizing

United States District Court		DISTRICT Eastern District of Pennsylvania	
UNITED STATES OF AMERICA v. Nancy Keller		DOCKET NO.	
		MAGISTRATE'S CASE NO. <i>02-727 M</i>	
Complaint for violation of Title 49 United States Code § 46505(b)(1)			
NAME OF JUDGE OR MAGISTRATE Honorable Jacob P. Hart		OFFICIAL TITLE U.S. Magistrate Judge	LOCATION Philadelphia, PA
DATE OF OFFENSE August 25, 2002	PLACE OF OFFENSE Philadelphia, PA	ADDRESS OF ACCUSED (if known)	
COMPLAINANT'S STATEMENT OF FACTS CONSTITUTING THE OFFENSE OR VIOLATION: On or about August 25, 2002, at Philadelphia, Pennsylvania, the defendant attempted to board an aircraft in air transportation when she knew or should have known that she had a concealed dangerous weapon, that is a loaded .357 handgun, on or about her person and her property that would be accessible to her in flight, in violation of Title 49 U.S.C. Section 46505(b)(1).			
BASIS OF COMPLAINANT'S CHARGE AGAINST THE ACCUSED: See Affidavit attached hereto.			
MATERIAL WITNESSES IN RELATION AGAINST THE ACCUSED. See Affidavit attached hereto.			
Being duly sworn, I declare that the foregoing is true and correct to the best of my knowledge.		SIGNATURE OF COMPLAINANT (official title) Andrew Pelczar, III 	
		OFFICIAL TITLE Special Agent, FBI	
Sworn to before me and subscribed in my presence.			
SIGNATURE OF MAGISTRATE ⁽¹⁾ Honorable Jacob P. Hart, United States Magistrate Judge 		DATE August 26, 2002	

1) See Federal Rules of Criminal Procedure rules 3 and 54.

AFFIDAVIT

ANDREW PELCZAR, III, being duly sworn, deposes and says:

1. I am a Special Agent with the Federal Bureau of Investigation ("FBI") assigned to the Philadelphia Division. I have been employed as a Special Agent for eight months. Prior to becoming a Special Agent, I was an Intelligence Officer for the Defense Intelligence Agency for 4 years.

2. I am assigned to investigate violent crimes, including crimes aboard aircraft.

3. I am currently investigating an attempt on August 25, 2002, by NANCY KELLER to board an aircraft with a concealed dangerous weapon, that is, a loaded HK .357 handgun, in her carry-on bag. I submit this affidavit in support of a request that this Court issue a complaint and warrant charging NANCY KELLER with attempting to board an aircraft in air transportation when she knew or should have known that she had on or about her person or property, a concealed dangerous weapon, that is, a loaded HK .357 handgun, that would be accessible to her in flight, in violation of Title 49, United States Code, Section 46505(b)(1).

4. I obtained the information contained in this affidavit from interviews of airport screening personnel, Philadelphia Police Officers, other law enforcement officers, NANCY KELLER and other witnesses, from review of police reports, and from communicating with other agents and officers.

5. On August 25, 2002, at approximately 9:30 am, a 37-year-old female later identified as NANCY KELLER approached a security screening checkpoint in Terminal F at the Philadelphia International Airport ("the Airport"). KELLER placed a black carry-on Hartman

bag on the x-ray conveyor belt for screening. On viewing the bag through the x-ray monitor, screening personnel saw a fully loaded large semi-automatic handgun.

6. The Philadelphia Police Officer responsible for that area was called over to search KELLER's carry-on bag. The bag contained women's clothes and personal items. Upon a thorough search, the officer found, inside the main compartment of the bag, a fully loaded HK .357 semi-automatic handgun.

7. Within the main compartment of KELLER's carry-on bag, the .357 handgun was stored inside a small black nylon mesh zipper bag. Also inside the small zipper bag was a second loaded magazine. Both magazines were high-capacity magazines, which are labeled "restricted-law enforcement, government use only." Each of the two magazines has a capacity of 12 rounds of ammunition for a total of 24 rounds of ammunition. There were 24 rounds altogether in the magazines.

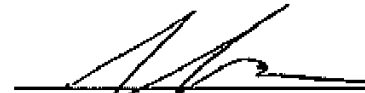
8. Under Title 18, United States Code, Section 922(w)(1), it is unlawful for a person to possess a large capacity ammunition feeding device, which includes a magazine that has the capacity of more than 10 rounds of ammunition. See 18 U.S.C. § 921(a)(31)(A).

9. While being questioned about her bag at the security screening checkpoint, NANCY KELLER stated that the bag was her husband's, as was the gun. She stated that she did not know that her husband's gun was inside the bag.

10. The Bureau of Alcohol, Tobacco and Firearms is currently investigating the .357 handgun to determine ownership of the weapon.

WHEREFORE, your Affiant believes that probable cause exists to believe that NANCY KELLER has attempted to board an aircraft in air transportation when she knew or

should have known that she had on or about her person or property, a concealed dangerous weapon, that is, a loaded HK .357 handgun, that would be accessible to her in flight, in violation of Title 49, United States Code, Section 46505(b)(1), as described above, and it is requested that this Court issue an arrest warrant and complaint for a violation of 49 U.S.C. § 46505(b)(1) .



ANDREW PELCZAR, III
Special Agent
Federal Bureau of Investigation

Sworn to before me
this 26 day of August, 2002



JACOB P. HART
United States Magistrate Judge