

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

MARSHALL DIVISION

UNITED STATES OF AMERICA

v.

RODNEY RAY HAYES

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§
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§

CRIMINAL NO. 2:10CR

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INDICTMENT

SEALED

THE UNITED STATES GRAND JURY CHARGES:

A. INTRODUCTION

At all times material to this Indictment:

1. The Defendant, **Rodney Ray Hayes**, a.k.a. Texas Kid, had a professional rodeo act which was based out of Linden, Cass County, Texas.
2. As part of his rodeo act, **Rodney Ray Hayes** had children under the age of eighteen years old performing and traveling with him.
3. **Rodney Ray Hayes** would travel with these children in interstate commerce to other states to perform their act at various rodeos.

COUNT ONE

VIOLATION: 18 U.S.C. § 2423(a)
(Transportation of minors with intent to engage in criminal sexual activity).

On or about June 1, 2009, through and including June 8, 2009, in Cass County, Texas, in the Eastern District of Texas, and elsewhere the defendant, **Rodney Ray Hayes**, the defendant, knowingly transported **C.B.**, an individual who had not attained the age of 18 years, in interstate

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MARSHALL DIVISION

commerce with intent that **C.B.** engage in any sexual activity for which any person can be charged with a criminal offense, namely, Texas Penal Code, Section 22.011, Sexual Assault. In violation of 18 U.S.C. §2423.

COUNT TWO

VIOLATION: 18 U.S.C. § 2423(a)
(Transportation of minors with intent to engage in criminal sexual activity).

On or about October 1, 2004, through and including July 8, 2009, in Cass County, Texas, in the Eastern District of Texas, and elsewhere the defendant, **Rodney Ray Hayes**, the defendant, knowingly transported **C.B.**, an individual who had not attained the age of 18 years, in interstate commerce with intent that **C.B.** engage in any sexual activity for which any person can be charged with a criminal offense, namely, Texas Penal Code, Section 21.11, Indecency with a Child, and Texas Penal Code, Section 22.011, Sexual Assault. In violation of 18 U.S.C. §2423.

COUNT THREE

VIOLATION: 18 U.S.C. § 2423(a)
(Transportation of minors with intent to engage in criminal sexual activity).

On or about March 10, 2005, through and including March 18, 2005, in Cass County, Texas, in the Eastern District of Texas, and elsewhere the defendant, **Rodney Ray Hayes**, the defendant, knowingly transported **M.W.**, an individual who had not attained the age of 18 years, in interstate commerce with intent that **M.W.** engage in any sexual activity for which any person can be charged with a criminal offense, namely, Texas Penal Code, Section 21.11, Indecency with a Child, and Texas Penal Code, Section 22.011, Sexual Assault. In violation of 18 U.S.C. §2423.

COUNT FOUR

VIOLATION: 18 U.S.C. § 2423(a)

(Transportation of minors with intent to engage in criminal sexual activity).

On or about December 1, 2006, through and including July 8, 2009, in Cass County, Texas, in the Eastern District of Texas, and elsewhere the defendant, **Rodney Ray Hayes**, the defendant, knowingly transported **M.P.**, an individual who had not attained the age of 18 years, in interstate commerce with intent that **M.P.** engage in any sexual activity for which any person can be charged with a criminal offense, namely, Texas Penal Code, Section 21.11, Indecency with a Child, and Texas Penal Code, Section 22.011, Sexual Assault. In violation of 18 U.S.C. §2423.

NOTICE OF INTENT TO SEEK CRIMINAL FORFEITURE

As a result of committing the offenses as alleged in this Indictment, the defendant shall forfeit to the United States pursuant to 18 U.S.C. § 2428 and 28 U.S.C. § 2461:

1. all property involved in or traceable to property involved in the offense, including proceeds obtained directly or indirectly from the offense; and
2. any of the Defendant's property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violation, including, but not limited to the following:
 - a. 2007 Freightliner truck, VIN #1FVAFCDK77HY00181; and
 - b. 2002 Elite horse trailer, VIN # 1E9WG312X20175382.

If more than one Defendant is convicted of the offense, the Defendants are jointly and severally liable for the amount involved in such offense.

Moreover, if any property subject to forfeiture, as a result of any act or omission by the

defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

the defendant shall forfeit to the United States any other property of the defendant up to the value of the forfeitable property.

A TRUE BILL



GRAND JURY FOREPERSON

JOHN M. BALES
UNITED STATES ATTORNEY



Denise O. Simpson
Assistant U.S. Attorney

9-1-2010

Date

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NOTICE OF PENALTY

COUNTS ONE - FOUR

VIOLATION:

18 U.S.C. § 2423(a)

Transportation of minors with intent to engage in criminal sexual activity.

PENALTY:

Imprisonment for not less than ten years and not more than life. A fine not to exceed \$250,000. Supervised release of not less than five (5) years nor more than life.

SPECIAL ASSESSMENT: \$100.00