

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

UNITED STATES OF AMERICA	§	
	§	
v.	§	No. 6:23-CR-00047-JDK-KNM
	§	
JONATHAN BRADLEY NYKAMP	§	

ELEMENTS OF OFFENSE

Count 1

Violation: Title 18, United States Code, Section 371 (Conspiracy commit wire fraud, in violation of 18 U.S.C. § 1343)

Penalty: A fine of not more than \$250,000.00; imprisonment for not more than five (5) years, or both; a period of supervised release for not more than three (3) years; a special assessment of \$100.00.

The Defendant is charged in Count 1 of the Information with conspiracy to commit wire fraud in violation of 18 U.S.C. § 1343, in violation of 18 U.S.C. § 371.

The essential elements which must be proven to establish a violation of this offense are:

First: That the defendant and at least one other person made an agreement to commit the crime of wire fraud in violation of 18 U.S.C. § 1343;

Second: That the defendant knew the unlawful purpose of the agreement and

joined in it willfully, that is, with the intent to further the unlawful purpose; and

Third: That at least one of the conspirators during the existence of the conspiracy knowingly committed at least one of the overt acts described in the indictment, in order to accomplish some object or purpose of the conspiracy.¹

Respectfully submitted,

BRIT FEATHERSTON
UNITED STATES ATTORNEY

/s/ Alan R. Jackson
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CERTIFICATE OF SERVICE

On April 13, 2023, I, Alan R. Jackson, Assistant U. S. Attorney for the Eastern District of Texas, do hereby certify that a true and correct copy of the foregoing instrument has been served on the following according to the Federal Rules of Criminal Procedure and the rules of this Court: Mr. Brett Harrison, Attorney for Defendant.

/s/ Alan R. Jackson
ALAN R. JACKSON

¹Fifth Circuit Pattern Jury Instructions (Criminal), 2.15A, p. 163 (2019)