

US DISTRICT COURT
WESTERN DIST ARKANSAS
FILED

JAN 11 2023

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FORT SMITH DIVISION

By JAMIE GIANI, Clerk
Deputy Clerk

UNITED STATES OF AMERICA)	
)	
v.)	Case No. 2:23-CR-200 <u>04</u> -001-002
)	
)	18 U.S.C. § 242
LEVI WHITE and ZACKARY KING)	

INDICTMENT

The Grand Jury Charges:

INTRODUCTION

1. At all times material to this Indictment, LEVI WHITE was a deputy at the Crawford County Sheriff's Office.

2. At all times material to this Indictment, ZACKARY KING was a deputy at the Crawford County Sheriff's Office.

3. In or around August 2022, R.W. was a 27-year-old man.

4. On or about August 21, 2022, LEVI WHITE, ZACKARY KING, and police officer T.R. arrested R.W. at a gas station near Mulberry, Arkansas, for threats allegedly made against a gas station employee.

Paragraphs 1 through 4 are hereby incorporated by reference into the counts set forth below.

COUNT ONE

(Deprivation of Rights Under Color of Law)

On or about August 21, 2022, in the Western District of Arkansas, Fort Smith Division, the defendant, LEVI WHITE, while acting under color of law, willfully deprived R.W., a person known to the Grand Jury, of the right, secured and protected by the Constitution and laws of the United States, to be free from unreasonable seizures, which includes the right to be free from the use of unreasonable force by a law enforcement officer. Specifically, while arresting R.W. with two other officers, LEVI WHITE struck R.W. multiple times while R.W. was lying on the ground. The offense resulted in bodily injury to R.W.

All in violation of Title 18, United States Code, Section 242.

COUNT TWO

(Deprivation of Rights Under Color of Law)

On or about August 21, 2022, in the Western District of Arkansas, Fort Smith Division, the defendant, ZACKARY KING, while acting under color of law, willfully deprived R.W., a person known to the Grand Jury, of the right, secured and protected by the Constitution and laws of the United States, to be free from unreasonable seizures, which includes the right to be free from the use of unreasonable force by a law enforcement officer. Specifically, while arresting R.W. with two other officers, ZACKARY KING struck R.W. multiple times while R.W. was lying on the ground. The offense resulted in bodily injury to R.W.

All in violation of Title 18, United States Code, Section 242.

A True Bill.

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