

conspiracy to commit racketeering acts in violation of 18 U.S.C. § 1962(d)(Count One); racketeering violations of 18 U.S.C. § 1962(c)(Count Two); conspiracy to transport minors in interstate commerce for unlawful sexual activity and conspiracy to structure cash transactions to evade currency reporting requirements in violation of 18 U.S.C. § 371(Count Three); transporting minors in interstate commerce for the purposes of unlawful sexual activity in violation of 18 U.S.C. §§ 3283, 2423(a) and 2(Counts Four through Six and Eight); traveling in interstate commerce for the purpose of engaging in unlawful sexual acts with a minor in violation of 18 U.S.C. §§ 3283 and 2423(b)(Count Seven); structuring transactions to evade reporting requirements in violation of 31 U.S.C. §§ 5324(a)(3) and 5313(a) and 18 U.S.C. § 2(Counts Nine through Eleven); RICO forfeiture pursuant to 18 U.S.C. § 1963(Count Twelve); and criminal forfeiture in violation of exploitation of minors pursuant to 18 U.S.C. § 2253(Count Thirteen). (Doc.158, Superseding Indictment).

York filed a motion to separate Count Three of the superseding indictment and to sever counts pursuant to Fed.R.Crim.P. 8(a) and 14. (Doc.162, Motion). York also filed a motions to dismiss the indictment based upon the outrageous government conduct (Doc.160, Motion); to dismiss the superseding indictment based upon York possessing head of state immunity as the leader of the Yamassee Indian tribe (Doc.174, Motion); to dismiss Counts Six and Two of the superseding