

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

FILED  
2013 MAR 21 P 4:54  
RICHARD M. BIERING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

**CR 13 194**  
ANTWON GRAHAM,

**JSW**

DEFENDANT(S).

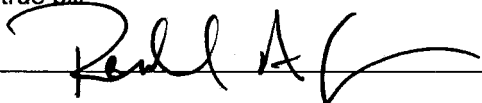
## INDICTMENT

COUNT ONE: 21 U.S.C. § 841(a)(1) and (b)(1)(C):  
Possession With Intent to Distribute and Distribution of Cocaine Base in the form of  
"Crack".

COUNT TWO: 21 U.S.C. § 860(a) - Possession with Intent to Distribute and  
Distribution of Cocaine Base in the Form of "Crack" Within 1,000 Feet of a School.

FORFEITURE ALLEGATION: 21 U.S.C. § 853 - Drug Forfeiture

A true bill

  
Foreman

Filed in open court this 21 day of

March 2013  
  
Clerk

Bail, \$ no bail arrest warrant

  
Nathanael Cousins  
United States Magistrate Judge

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING
**OFFENSE CHARGED**

21 U.S.C. Sections 841(a)(1) and 860:

Distribution and Possession With Intent to Distribute  
Cocaine Base in the Form of "Crack" Within 1,000 Feet of a  
School

- ☐
- Petty
- 
- ☐
- Minor
- 
- ☐
- Misdemeanor
- 
- ☒
- Felony

 PENALTY: 21 U.S.C. 841(a)(1): Max. 20 Years Imprisonment; Max. Fine of  
 \$1,000,000; Min. 3 Years, Max. Lifetime Supervised Release; Special  
 Assessment of \$100.

 21 U.S.C. 860: Min. 1 Year, Max. 40 Years Imprisonment; Max. Fine  
 of \$2,000,000; Min. 6 Years, Max. Lifetime Supervised Release;  
 Special Assessment of \$100.
**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

FBI

- ☐
- person is awaiting trial in another Federal or State Court,
- 
- give name of court

- ☐
- this person/proceeding is transferred from another district
- 
- per (circle one) FRCrp 20, 21, or 40. Show District

- ☐
- this is a reprosecution of
- 
- charges previously dismissed
- 
- which were dismissed on motion
- 
- of:

SHOW  
DOCKET NO.

- ☐
- U.S. ATTORNEY
- ☐
- DEFENSE

- ☐
- this prosecution relates to a
- 
- pending case involving this same
- 
- defendant

MAGISTRATE  
CASE NO.

- ☐
- prior proceedings or appearance(s)
- 
- before U.S. Magistrate regarding this
- 
- defendant were recorded under

Name and Office of Person

Furnishing Information on this form MELINDA HAAG
☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

Alexandra P. Summer

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

DEFENDANT - U.S.

ANTWON GRAHAM

DISTRICT COURT NUMBER

CR 13 194

DEFENDANT

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)
- ☐
- If not detained give date any prior
- 
- summons was served on above charges
- 
- 2)
- ☐
- Is a Fugitive
- 
- 3)
- ☐
- Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)
- ☐
- On this charge
- 
- 5)
- ☐
- On another conviction }
- ☐
- Federal
- ☐
- State
- 
- 6)
- ☐
- Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer ☐ Yes  
 been filed? ☐ No

 If "Yes"  
 give date  
 filed
DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**

- ☐
- SUMMONS
- ☐
- NO PROCESS\*
- ☒
- WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

- ☐
- Arraignment
- ☐
- Initial Appearance

Defendant Address:

 \* Where defendant previously apprehended on complaint, no new summons or  
 warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge: Nathanael Cousins

Comments:

United States District Court  
Northern District of California

CRIMINAL COVER SHEET

CR 13 194

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RICHARD H. WICKHAM  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JSW

**Instructions:** Effective January 3, 2012, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case. Please place this form on top of the Defendant Information Form.

Case Name:

USA v. Antwon GRAHAM

Case Number:

N/A

Total Number of Defendants:

1 ☒ 2-7 \_\_\_\_\_ 8 or more \_\_\_\_\_

Is This Case Under Seal?

Yes \_\_\_\_\_ No ☒

Does this case involve ONLY charges under 8 U.S.C. § 1325 and/or 1326?

Yes \_\_\_\_\_ No ☒

Venue (Per Crim. L.R. 18-1):

SF \_\_\_\_\_ OAK ☒ SJ \_\_\_\_\_

Is this a death-penalty-eligible RICO Act gang case?

Yes \_\_\_\_\_ No ☒

Assigned AUSA (Lead Attorney):

Alexa Summer

Comments:

Date Submitted:

March 21, 2013

1 MELINDA HAAG (CABN 132612)  
2 United States Attorney

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RICHARD W. WICKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11  
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 ANTWON GRAHAM,

16 Defendant.  
17

**CR No. 13 194**

) VIOLATIONS: 21 U.S.C. § 841(a)(1) –  
) Possession With Intent to Distribute and  
) Distribution of Cocaine Base in the Form of  
) “Crack”; 21 U.S.C. § 860(a) – Possession  
) with Intent to Distribute and Distribution of  
) Cocaine Base in the Form of “Crack” Within  
) 1,000 Feet of a School; 21 U.S.C. § 853 –  
) Drug Forfeiture Allegation

) OAKLAND VENUE  
18

19  
20 INDICTMENT

21 The Grand Jury charges:

22 COUNT ONE: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession With Intent to  
23 Distribute and Distribution of Cocaine Base in the Form of “Crack”)

24 On or about November 2, 2012, in the Northern District of California, the defendant,

25 ANTWON GRAHAM,

26 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II  
27 controlled substance, to wit: a mixture and substance containing cocaine base in the form of  
28 “crack,” in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

INDICTMENT

1 COUNT TWO: (21 U.S.C. § 860(a) – Possession with Intent to Distribute and Distribution  
2 of Cocaine Base in the Form of “Crack” Within 1,000 Feet of a School)

3 On or about November 2, 2012, in the Northern District of California, the defendant,  
4 ANTWON GRAHAM,  
5 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II  
6 controlled substance, to wit: a mixture and substance containing cocaine base in the form of  
7 “crack,” within 1,000 feet of the real property comprising the St. Andrews Missionary Baptist  
8 Church, Private School, and Kindergarten, in violation of Title 21, United States Code, Sections  
9 841(a)(1) and 860(a).

10  
11 DRUG FORFEITURE ALLEGATION (21 U.S.C. § 853 – Drug Forfeiture)

12 The factual allegations contained in Counts One and Two of this Indictment are realleged  
13 and by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to  
14 the provisions of 21 U.S.C. §§ 853(a)(1) and (a)(2).

15 Upon a conviction of any of the offenses alleged in Counts One and Two, the defendant,  
16 ANTWON GRAHAM,  
17 shall forfeit to the United States all right, title, and interest in property constituting and derived  
18 from any proceeds the defendant obtained, directly or indirectly, as a result of said violations, and  
19 any property used, or intended to be used, in any manner or part, to commit or to facilitate the  
20 commission of the said violations.

21 If, as a result of any act or omission of the defendant, any of said property:

- 22 a. cannot be located upon the exercise of due diligence;  
23 b. has been transferred or sold to or deposited with, a third person;  
24 c. has been placed beyond the jurisdiction of the Court;  
25 d. has been substantially diminished in value; or  
26 e. has been commingled with other property which cannot be divided without  
27 difficulty;

28 any and all interest the defendant has in any other property (not to exceed the value of the above

1 forfeitable property) shall be vested in the United States and forfeited to the United States.

2 All in violation of Title 21, United States Code, Section 853(a)(1), (a)(2), (p) and Rule  
3 32.2 of the Federal Rules of Criminal Procedure.

4  
5 DATED:

6 MARCH 21, 2013

A TRUE BILL.

7   
FOREPERSON

8 MELINDA HAAG  
United States Attorney

9  
10   
11 S. WAQAR HASIB  
Deputy Chief, Narcotics Unit

12 (Approved as to form:   
13 AUSA A. SUMMER

# UNITED STATES DISTRICT COURT

for the  
Northern District of California

United States of America  
v.  
ANTWON GRAHAM

Defendant

Case No.

**CR 13 194**

**JSW**

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested) ANTWON GRAHAM


who is accused of an offense or violation based on the following document filed with the court:

- ☒ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☐ Complaint  
☐ Probation Violation Petition    ☐ Supervised Release Violation Petition    ☐ Violation Notice    ☐ Order of the Court

This offense is briefly described as follows:

Distribution and Possession With Intent to Distribute Cocaine Base in the Form of "Crack" Within 1,000 Feet of a School in Violation of Title 21, United States Code, Sections 841(a)(1) and 860

Date: 3/21/2013

  
Issuing officer's signature

City and state: San Francisco, CA

Hon. Nathanael Cousins, U.S. Magistrate Judge

Printed name and title

### Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

\_\_\_\_\_  
Arresting officer's signature

\_\_\_\_\_  
Printed name and title

**This second page contains personal identifiers provided for law-enforcement use only  
and therefore should not be filed in court with the executed warrant unless under seal.**

*(Not for Public Disclosure)*

Name of defendant/offender: \_\_\_\_\_

Known aliases: \_\_\_\_\_

Last known residence: \_\_\_\_\_

Prior addresses to which defendant/offender may still have ties: \_\_\_\_\_

Last known employment: \_\_\_\_\_

Last known telephone numbers: \_\_\_\_\_

Place of birth: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Social Security number: \_\_\_\_\_

Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Sex: \_\_\_\_\_ Race: \_\_\_\_\_

Hair: \_\_\_\_\_ Eyes: \_\_\_\_\_

Scars, tattoos, other distinguishing marks: \_\_\_\_\_

History of violence, weapons, drug use: \_\_\_\_\_

Known family, friends, and other associates (*name, relation, address, phone number*): \_\_\_\_\_

FBI number: \_\_\_\_\_

Complete description of auto: \_\_\_\_\_

Investigative agency and address: \_\_\_\_\_

Name and telephone numbers (office and cell) of pretrial services or probation officer (*if applicable*): \_\_\_\_\_

Date of last contact with pretrial services or probation officer (*if applicable*): \_\_\_\_\_