

**ATTACHMENT B**

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## INTRODUCTION

Christopher C. Kopp, hereinafter referred to as your Affiant, having been sworn according to law, deposes and says:

1. Your Affiant has been a Special Agent with the FBI since August 2006. Prior to your Affiant's employment with the FBI, your Affiant worked as a police officer for the Scottsdale Police Department in Scottsdale, Arizona for approximately six years. During that time, your Affiant received basic drug and gang training at the Arizona Law Enforcement Academy, and received advanced training and worked as a Gang Liaison Officer and as a Narcotics Trained Officer. As a Special Agent with the FBI your Affiant was previously assigned to the Cleveland Division, and to the Northern Ohio Law Enforcement Task Force, a multi-agency federal, state and local law enforcement drug task force, for four years. Your Affiant is currently assigned to the Newark Division, Atlantic City Resident Agency, and to the South Jersey Safe Streets Violent Incident and Gang ("Safe Streets") Task Force, a multi-agency federal, state and local violent gang task force. While being trained as a Special Agent with the FBI, your Affiant received basic drug training at the FBI Academy, as well as Advanced Narcotic Investigation Training and Conspiracy Investigation Training provided by the Drug Enforcement Administration ("DEA"), and Money Laundering and Asset Forfeiture training provided by the Department of Justice. During your Affiant's assignments with the FBI, he has been assigned to investigations involving drug trafficking offenses in the Northern District of Ohio and the District of New Jersey.

2. Your Affiant has written and executed federal and state search warrants which have resulted in the seizure of illegal drugs and evidence of drug violations. Your Affiant has written and executed seizure warrants which have resulted in the seizure of assets acquired with drug proceeds. Your Affiant has previously been the affiant of wiretap applications which led to the arrest and conviction of subjects for drug possession, distribution and money laundering, as well as seizures of illegal drugs, weapons, and assets involved in

drug trafficking. Your Affiant has supervised the activities of confidential sources who have provided information and assistance in the federal prosecution of drug offenders. Based upon the above training and experience, your Affiant is familiar with the modus operandi of persons involved in illicit distribution of controlled substances as well as terminology used by persons involved in the illicit distribution of controlled substances. Your Affiant is aware that persons involved in the illicit distribution of controlled substances routinely attempt to conceal their identities as well as the locations at which drug transactions occur. These people are also known to have vehicles, properties, utilities and other items purchased in the names of others in order to conceal the association of drug activities with financial transactions. Your Affiant knows that individuals engaged in organized drug distribution and sales maintain extensive contact with persons from whom they receive drugs and with whom they distribute these drugs.

3. Your Affiant has knowledge of the following facts based upon his own investigation and upon conversations with other individuals involved in this investigation. Your Affiant has not included all of the facts known to him in this Affidavit, just those facts which he believes necessary to establish probable cause. Where statements of others are set forth in this Affidavit, they are set forth in substance and in part. In addition, where amounts are set forth in this Affidavit, they are set forth as approximations. Similarly, dates and times are approximations, and should be read as on about, in about, or at about the date or time provided.

#### **BACKGROUND**

4. Dirty Block / Crime Fam ("Dirty Block") is a criminal street gang and Drug Trafficking Organization ("DTO") that operates in and around Atlantic City, New Jersey. The gang was formed by residents of the Virginia Avenue Courts public housing complex and also used the name "V.A.C." along with the name Dirty Block. After the housing complex was demolished, the gang's members began to use

the names "Crime Fam," "3.6," (indicating Crime Fam<sup>1</sup>) and "3.6.6.12" (indicating "Crime Fam For Life"). The gang is currently comprised of surrounding Atlantic City neighborhood residents, specifically in the Stanley S. Holmes Village & Extension public housing project ("Stanley Holmes"), Schoolhouse Apartments, Carver Hall Apartments, and apartment complexes located on Adams Court and Cedar Court. Dirty Block graffiti can be found, and has been documented, throughout Dirty Block controlled neighborhoods and surrounding areas. Members and associates use Dirty Block hand signs, many have Dirty Block related tattoos, and make numerous videos that can be found on the internet claiming membership and association with Dirty Block. State and local law enforcement agencies including the Atlantic City Police Department ("ACPD"), Atlantic County Prosecutor's Office ("ACPO"), New Jersey State Police, and the New Jersey Office of the Attorney General have documented the Dirty Block gang, members and associates, and have attributed to Dirty Block numerous criminal acts including drug trafficking, prostitution, weapons possession, aggravated assaults, robberies, shootings, and homicides. Federal, state and local law enforcement agencies met in late 2010, and throughout 2011, in an attempt to coordinate efforts to address the increasing number of felony crimes of violence associated with Dirty Block. These agencies determined that Dirty Block's violence related incidents include crimes committed against other members and associates of Dirty Block, a rival neighborhood gang, rival neighborhood drug dealers, and witnesses in cases against Dirty Block members, in furtherance of their control of drug trafficking activities in the Atlantic City area.

5. While traditional national gangs such as the Bloods and Latin Kings have been documented in Atlantic City, their presence in the Atlantic City area and their control of drug trafficking and other

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<sup>1</sup> Numerical names for the gang are derived from the alphabetical ordering corresponding to the first letter in each word. For example, "C" is the third letter in the alphabet, hence the use of the number "3"; "F" is the sixth letter of the alphabet, hence the use of the number "6," and so on.

criminal activity is limited compared to other areas of New Jersey. Dirty Block and its associates are believed to be the predominant criminal street gang in Atlantic City. While there is no formal leadership or membership criteria, there is a hierarchical structure based on a combination of factors, including current criminal activity, time served in prison, willingness to do violence on behalf of the gang, and the ability to make money for gang members through drug trafficking and other criminal acts. While heroin is the primary source of income for the gang, members and associates also traffic in cocaine, both powder and cocaine base (crack cocaine), as well as traffic in, and use, marijuana, ecstasy, and prescription medications. Membership in, or association with Dirty Block for the purpose of this investigation has been determined by an individual's role and participation, with known and documented Dirty Block members, in drug trafficking, including intercepted communications and/or physical surveillance of the distribution, sales, and/or delivery of drugs, or collecting or sharing in the proceeds from drug sales, as well as presence and participation in felony crimes of violence having an element of physical force, or attempted physical force, in an effort to promote or further the felonious activities of the organization, or to maintain or increase their position in the organization. The members of the conspiracy, as described in more detail below, differ in their roles. These consist of suppliers, leaders, enforcers, distributors, "youngin's," dealers, runners, couriers, facilitators, and testers. The suppliers provide larger quantities of narcotics to leaders and distributors, who in turn provide the narcotics to others further down the distribution chain, including the ultimate users of the narcotics. Enforcers work on behalf of the leaders and others to carry out acts of violence in order to achieve the goals of the DTO. The term "youngin's" refers to junior members of the conspiracy who engage in street level drug sales and are available to provide weapons or conduct acts of violence at the request of a leader or enforcer. Runners deliver smaller quantities of narcotics on behalf of the leaders. Couriers pick up larger quantities of narcotics from suppliers on behalf of the leaders, and also deliver payment to

suppliers; they are frequently females. Facilitators provide cars, cellular telephones, storage locations, and residences for, and launder money on behalf of, leaders. One particular kind of facilitator is a tester - i.e., a user of narcotics who samples batches of narcotics at the bidding of a leader in order to assess the quality of a product and the likely demand for the product among other users.

#### MEMBERS OF THE CONSPIRACY AND OTHERS<sup>2</sup>

6. **IBN ABDULLAH, a/k/a "Askia Abdullah," a/k/a "Ibn," a/k/a "Ib" (Enforcer/Dealer)**

a. **ABDULLAH** is a Dirty Block member who distributes heroin, and acts as a "shooter" or "enforcer," as well as a dealer. **ABDULLAH** has his own heroin supply, but also acquired heroin from **MYKAL DERRY** when needed. For example, in an intercepted call on October 6, 2012, **ABDULLAH** told **DERRY** that **ABDULLAH** needed a "whole joint." **DERRY** said that the price would be "two [hundred dollars]," explaining that "I would have went . . . lower but I had ran out so I'm going through somebody else and the nigger charge me, know what I'm saying I'm trying to get my cut off this shit." To this, **ABDULLAH** responded, "Alright fuck it. It's for the white boy anyway . . . ." **ABDULLAH** also supplies marijuana to Dirty Block members and associates. Intercepted communications and information from confidential sources indicated **ABDULLAH** is in possession of a handgun. Further, in conjunction with this investigation, ACPD conducted controlled drug buys of heroin from **ABDULLAH** over the same telephone number used to communicate with **DERRY**, and **ABDULLAH** supplied heroin with the same stamp **DERRY** was supplying. **ABDULLAH** has five pending felony cases in Atlantic County including three arrests for drug trafficking related charges, one arrest for possession of a handgun, and one arrest for an assault on a police officer, all of which occurred in Atlantic City.

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<sup>2</sup> "Others" refers to individuals not identified by first and last name herein, and whom the Government is not necessarily alleging, at this time, are co-conspirators. The roles of these individuals are, however, described, whether or not they are alleged to be co-conspirators at this time.

b. **ABDULLAH** has been intercepted in over 40 voice calls. The nicknames "Ibn" and "Ib" are used throughout, and in reference to, these conversations. The nature and content of intercepted communications, along with voice recognition,<sup>3</sup> and physical surveillance including photographs of drug transactions, and controlled drug buys on the telephone that **ABDULLAH** used to communicate with **DERRY** confirmed **ABDULLAH's** identity and his role in the conspiracy. In addition, when he was arrested on February 7, 2013, **ABDULLAH** provided to the Atlantic County jail his telephone number on which he was previously intercepted and which he had used during controlled purchases of drugs.

7. **KAMAL ALLEN, a/k/a "Geez," a/k/a "Maly Geez"**  
**(Enforcer/Dealer)**

a. **ALLEN** is a Dirty Block member who acquired distribution quantities of heroin from **DERRY** and acts as an "enforcer" and "dealer." **ALLEN** also has his own separate supplier for heroin, including unpackaged raw powder heroin, from which he supplied **DERRY** and other members of the conspiracy when **DERRY's** primary heroin supplier was unavailable. In his role as a "shooter" or "enforcer," **ALLEN** retrieves handguns from **DERRY** and other members of the conspiracy, which are stored at various residences and "trap houses," as he observes and locates rivals drug dealers and gang members. When law enforcement seized handguns from other Dirty Block associates after they left a "trap house," **ALLEN** referred to the loss of the handguns as a loss for the "group," and discussed with **DERRY** his access to an individual who can purchase handguns directly from a "store" and provide them to Dirty Block members and associates. Further, **ALLEN** travelled with **DERRY** and other members of the conspiracy on two occasions to an indoor shooting range in Lakewood,

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<sup>3</sup> Throughout the course of this investigation, the FBI has made use of the knowledge and experience of local law enforcement officers, including local ACPD police officers, ACPO detectives, ACPD intelligence officers, and Task Force Officers, who are familiar with Atlantic City area drug trafficking, to confirm the identity of targets through voice recognition, well known usage of aliases, confidential source information, and other sources and methods.

New Jersey, where he possessed and used firearms. **ALLEN**, along with **DERRY** and other members of the conspiracy, was involved in the violent physical assault of three rivals at an Atlantic City casino, during which **ALLEN** robbed one of the individuals of over \$3,000. **ALLEN** then provided a portion of the stolen cash to senior members of the group. After **DERRY** discussed his dissatisfaction with **ALLEN's** lack of control of his emotions, and his resorting to a physical fight with rivals, **ALLEN** advised **DERRY** that he will "always" carry his handgun. **ALLEN** has two felony convictions for weapons violations.

b. **ALLEN** has been intercepted in over 170 voice calls over four telephone numbers, including one telephone that was subscribed to an address that is associated with **ALLEN's** family. The nicknames "Geez" and "Maly Geez," which are known by ACPD intelligence officers and confirmed by confidential sources to be used by **ALLEN**, are used throughout, and in reference to, these conversations. **ALLEN** discussed his trip to the shooting range that took place on October 18, 2012, and was filmed at the range. **ALLEN** also described himself as the individual holding a garbage can lid, on a call at the time of the violent confrontation at the Tropicana Casino, and video surveillance footage reflects that **ALLEN** was holding a garbage can lid. Thus, the nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings and incidents, some of which were photographed or video recorded, confirmed **ALLEN's** identity and his role and activities in the conspiracy. In addition, **ALLEN** has a "3.6.6.12" tattoo on his left arm.

8. **RASHADA ALLEN, a/k/a "Rashada Lane," a/k/a "Shada"**  
(Facilitator)

a. **ALLEN** is an associate of **MYKAL DERRY** who facilitated **DERRY's** drug trafficking by permitting **DERRY** and other members of the conspiracy to use her public housing unit in Stanley Holmes as a heroin storage and distribution location, or "trap house." **ALLEN** received payment from **DERRY** from the proceeds of drug sales in return for use of the location. **ALLEN** currently rents out her assigned public housing unit, while she lives with her mother in a nearby

residence. Intercepted communications prior to **DERRY's** arrest on February 11, 2013 revealed that **DERRY** continued to access the unit to conduct drug trafficking. On October 9, 2012, **ALLEN** facilitated the sale of a handgun to **DERRY**, which belonged to **ALLEN's** husband, who is incarcerated on weapons charges. **ALLEN** received money from **DERRY** and was arrested by ACPD, at the direction of Case Agents, while she was transporting the handgun to **DERRY**. **ALLEN** has been intercepted requesting **DERRY's** assistance in locating an individual, whom she will pay to take responsibility for possession of the handgun found in her vehicle. **ALLEN** also received substantial assistance for property damage and rental assistance for the unit, used exclusively by **DERRY** and other members of the conspiracy at the time, from the Federal Emergency Management Administration ("FEMA") after Hurricane Sandy. Further, **ALLEN** used and supplied illegally purchased prescription pain medication.

b. **ALLEN** has been intercepted in over 40 voice calls, over two telephone numbers subscribed in her name. After her arrest on October 9, 2012, **ALLEN** changed telephone numbers and advised **DERRY** to do the same, as she suspected electronic surveillance by law enforcement. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings, some of which were photographed, and **ALLEN's** arrest noted above, confirmed **ALLEN's** identity and her role and activities in the conspiracy.

9. **A.B., a/k/a "Aunt Aud" (Dealer)**

a. **A.B.** is a heroin and cocaine dealer who is supplied by **MYKAL DERRY**, and is the mother of co-conspirator **KAREEM BAILEY**. **A.B.'s** residence, which is shared with **BAILEY**, is used as a heroin and cocaine storage and sales location for **A.B.** and members of the conspiracy. Based on the frequency of her transactions with **DERRY**, and the observations made by surveillance units, it is believed that **A.B.** supplies drugs to residents or guests of the Schoolhouse Apartments where she and **BAILEY** reside. **A.B.** has two felony convictions for drug offenses.

b. **A.B.** has been intercepted in over 70 voice calls. The nickname "Aunt Aud" is used throughout, and in reference to, the conversations. The nature and content of intercepted conversations, including her relationship to **KAREEM BAILEY**, along with voice recognition, and physical surveillance of meetings, some of which were photographed, confirmed **A.B.'s** identity and her role and activities.

10. **KAREEM BAILEY, a/k/a "Baby Boy" (Dealer/Youngin')**

a. **BAILEY** is a Dirty Block member and heroin and cocaine dealer who has been supplied heroin by **DERRY**. **BAILEY** is known to have his own, separate heroin and cocaine supplier(s), and is referred to by **DERRY** as a "youngin'" or Dirty Block associate who is expected to carry out violence on behalf of the gang. On November 15, 2012, **BAILEY** informed **DERRY** that he was in possession of a handgun. Case Agents notified ACPD, who put **BAILEY** under surveillance. On November 20, 2012, **BAILEY**, who had an outstanding warrant at the time, was observed conducting what appeared to be hand-to-hand drug transactions and fled from police after they attempted contact. **BAILEY** was arrested and found to be in possession of cocaine. On November 21, 2012, in a call that was intercepted on **DERRY's** phone, **BAILEY** attempted to arrange for bond money. In that call, **BAILEY** informed **DERRY** that he did not have his handgun on him at the time of his arrest, and that he would have shot at officers if he had been in possession of it at that time. Specifically, **BAILEY** said: "I was plannin' on bringing my joint [firearm], but if I'd a brought my joint out I would a start dumpin' that from niggas bro." After **BAILEY** was released on bond, and in conjunction with this investigation, ACPD conducted controlled drug buys of cocaine from **BAILEY**, using a confidential source, over a telephone number **BAILEY** uses to contact **DERRY**. Intercepted communications and confidential source information revealed that **BAILEY's** residence is used as a drug and handgun storage location for members of the conspiracy. **BAILEY** assisted with arranging for and collecting bond money for other members of the conspiracy after their arrests for drug and weapons violations. **BAILEY** was convicted for felony drug possession in September 2012.

b. **BAILEY** has been intercepted in over 40 voice calls, over several telephone numbers, including one subscribed in his name. The nickname "Baby Boy," known by ACPD intelligence officers to be used by **BAILEY**, is used throughout, and in reference to, these conversations, including by **BAILEY** to identify himself to others. During the November 21, 2012 call discussed above, **BAILEY** referenced details of his attempted flight from law enforcement, in his conversation with **DERRY**, that had been observed by law enforcement prior to **BAILEY's** arrest. Thus, the nature and content of the intercepted conversations, along with voice recognition, and his arrest and subsequent calls, confirmed **BAILEY's** identity and his role and activities in the conspiracy.

11. **WANDA BISHOP (Distributor)**

a. **BISHOP** is an Atlantic City area heroin distributor who is supplied by **TYRONE ELLIS**. **BISHOP** meets with **ELLIS** to be supplied with heroin that is "fronted," or supplied on consignment, prior to **ELLIS** receiving full payment. **ELLIS** checks with **BISHOP** regularly to receive reports regarding the heroin's reported quality, and the amount of proceeds collected. **BISHOP** also meets with **FRANKLIN SIMMS**, and others, to receive heroin and to provide proceeds from the sale of previously supplied heroin.

b. While **BISHOP** and **ELLIS** communicate primarily through the use of text messaging, **BISHOP** has been intercepted in approximately 14 voice calls, over a telephone number subscribed in her name. The nature and content of intercepted conversations, in conjunction with physical surveillance of meetings discussed during the conversations, some of which were photographed, confirmed **BISHOP's** identity and her role and activities in the conspiracy. Further, **BISHOP** has described the location of her mother's residence, where **BISHOP** has been observed and photographed. **BISHOP** arrives at numerous meetings with **ELLIS** and **FRANKLIN SIMMS** in a vehicle registered to a female with the last name **BISHOP**. **BISHOP** has communicated in text messages that the vehicle belongs to her sister. **BISHOP** communicates with **ELLIS** primarily through text messaging, which occurs over the same telephone number.

**BISHOP** actively promotes her entertainment group over text messages, and on the internet which includes photos of **BISHOP**, and has been identified as **WANDA** in text messages. On March 5, 2013, the Egg Harbor Township Police Department executed a search warrant at 3115 Hingston Avenue, Unit 26, in Egg Harbor Township, New Jersey, the residence of **WANDA BISHOP**, as part of an investigation into **BISHOP's** drug trafficking activities out of the residence, including controlled drug buys of heroin from **BISHOP**. Seized pursuant to the warrant was a quantity of heroin packaged for distribution in envelopes or "bags" stamped "Stingray," and a large quantity of small zip lock type plastic bags commonly used as drug packaging materials. **BISHOP** was located inside and arrested. While investigators noted that numerous cellular telephones were observed inside **BISHOP's** residence, no telephones were seized pursuant to the search warrant. **BISHOP** provided investigators with her telephone number, 609-338-0799, which **BISHOP** has been intercepted on during this investigation.

12. **WALLACE BOSTON, a/k/a "Gator" (Dealer)**

a. **BOSTON** is a street level heroin dealer who is supplied by **MYKAL DERRY**. **BOSTON** meets with **DERRY** and other members of the conspiracy throughout the day in various locations to receive heroin and provide proceeds from the sale of previously supplied heroin. **BOSTON** supplies regular customers who contact him via telephone, as well as customers **BOSTON** solicits in the Atlantic City tourism district. While **BOSTON** is supplied lesser quantities per transaction than other distributors, due to the high volume of meetings and transactions, he is personally responsible for distributing over 115 bricks of heroin from October 2012 through December 2012. **BOSTON** has fourteen felony convictions, including eight for drug related offenses.

b. **BOSTON** has been intercepted in over 430 voice calls. The nickname "Gator," which is documented by law enforcement to be used by **BOSTON**, is used throughout, and in reference to, the conversations. The nature and content of the intercepted conversations, along with voice recognition, and extensive physical surveillance of numerous

meetings, some of which were photographed, confirmed **BOSTON's** identity and his role and activities in the conspiracy.

13. **JODI BROWN, a/k/a "Muslimah," a/k/a "Mu"**  
**(Facilitator/Dealer/Tester)**

a. **BROWN** is a Dirty Block associate and low level heroin dealer, and user, who facilitated **DERRY's** DTO by providing her assigned public housing unit in Stanley Holmes to **DERRY** and other members of the conspiracy for use as a heroin storage and distribution location, or "trap house." **BROWN** also purchased heroin from **DERRY** for personal use and for distribution, and has been used by **DERRY** as a "tester," using samples of new heroin supplies to provide a review of the quality of the product. **BROWN** has stored handguns in her residence for **DERRY** and other members of the conspiracy, and on one occasion transported a handgun to **DERRY** to be sold to an unknown individual. **BROWN** has three felony convictions for drug offenses.

b. **BROWN** has been intercepted in over 180 voice calls, over a telephone number subscribed in her name. The aliases "Muslimah," and "Mu," which are documented aliases known to be used by **BROWN**, are used throughout, and in reference to, these conversations. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at **BROWN's** listed Stanley Holmes address, confirmed **BROWN's** identity and her role and activities in the conspiracy.

14. **S.B., a/k/a "Therese" (Runner/Facilitator)**

a. **S.B.** is one of **MYKAL DERRY's** girlfriends, the mother of one of his children, and is involved with **DERRY's** DTO. **S.B.** assisted **DERRY** in laundering the proceeds from the sale of heroin and cocaine by renting vehicles and residences, and by maintaining a bank account and pre-paid credit card which was accessed by **DERRY** to rent vehicles. **S.B.'s** residence was used as a storage location for proceeds from the sale of heroin, as well as ammunition for weapons possessed by **DERRY**. **S.B.** transported heroin to distributors on behalf of **DERRY**.

b. **S.B.** first became known to the investigation when her residence in Stanley Holmes, and a vehicle registered in her name, were used by **DERRY** to conduct drug trafficking during controlled drug buys. **S.B.** has been intercepted in over 350 voice calls, over a telephone number subscribed in her name. A search warrant was executed at **S.B.'s** residence on February 11, 2013, and on a vehicle rented by **S.B.** on February 22, 2013, by the ACPO in relation to the arrest of **DERRY** for the murder of Tyquinn James. The nature and content of intercepted conversations, including references to **S.B.'s** activity regarding rental vehicles, along with voice recognition, and extensive physical surveillance of meetings, some of which were photographed, including at her residence, confirmed **S.B.'s** identity and her role and activities in the conspiracy.

15. **LATASHA CHERRY, a/k/a "Tasha" (Facilitator/Courier)**

a. **CHERRY** is one of **ELLIS'** girlfriends, and is a key facilitator for his drug trafficking. **CHERRY** shares a residence with **ELLIS** where it is believed that **ELLIS** stores heroin, proceeds from the sale of heroin, packaging materials, as well as handguns. **CHERRY** assists **ELLIS** in the laundering of proceeds from the sale of heroin, cocaine and marijuana, by concealing **ELLIS'** involvement in the activity by registering his vehicles in her name and to a previous address, and by renting vehicles in her name that are used to transport drugs. Further, **CHERRY** facilitates a money laundering scheme wherein **ELLIS'** distributors collect proceeds from the sale of heroin, and load the funds onto pre-paid credit cards. **ELLIS** and **CHERRY** then transfer the funds onto another pre-paid credit card registered in **CHERRY's** name, and remove the funds in the form of cash from ATMs. **CHERRY** also acts as a courier for **ELLIS**, driving him to Paterson, New Jersey, to meet with suppliers and acquire heroin. **CHERRY** has acknowledged the danger and personal risk involved in such activities during intercepted conversations, as well as the existence of possible evidence or criminal activity against her through the use of her name.

b. **CHERRY** has been intercepted in approximately 150 voice calls, over a telephone number subscribed in her name and to her current residence. **CHERRY** also provided her driver's license and her phone number for car rentals on **ELLIS'** behalf. The nature and content of intercepted conversations, including the use and discussion of her true name associated with the above listed money laundering activities, along with voice recognition, and physical surveillance of meetings, some of which were photographed, confirmed **CHERRY's** identity and her role and activities in the conspiracy.

16. **RONALD DAVIS a/k/a "Black" (Dealer)**

a. **DAVIS** is a Dirty Block associate who acquired distribution quantities of heroin from **DERRY**. **DAVIS** also has his own separate supply of heroin, which was disrupted during this investigation. **DAVIS** has been in possession of a handgun, which is believed to be "owned" or "controlled" by the group, which was returned to **DERRY** for storage and for use by other members of the conspiracy. **DAVIS** notified **DERRY** on January 19, 2013 that he has access to counterfeit currency. **DAVIS** has two felony convictions for drug offenses.

b. **DAVIS** has been intercepted in over 90 voice calls over two telephone numbers, one of which is subscribed in a fictitious name. The nickname "Black," known by ACPD intelligence officers to be used by **DAVIS**, is used throughout, and in reference to, these conversations. The nature and content of the intercepted conversations, along with voice recognition, confirmed **DAVIS'** identity and his role and activities in the conspiracy. Further, on October 6, 2012, **DAVIS** was arrested by ACPD for possession of cocaine while on his way to meet with a drug customer, with drugs that were provided by **KAMAL ALLEN**. **DAVIS** was intercepted calling **DERRY** and providing his true name in order for **DERRY** to work to provide money and arrange bond for **DAVIS'** release. In addition, **DAVIS** has his nickname ("Black") tattooed on his right arm.

17. **TERRY DAVIS, a/k/a "Mace" (Enforcer/Dealer)**

a. **DAVIS** is a Dirty Block member and a lower level drug dealer and "shooter" or "enforcer." **DAVIS** has been in possession of several handguns, and contacted **DERRY** to acquire ammunition. On December 13, 2012, **DAVIS** fled from ACPD and was arrested and found to be in possession of marijuana. The ACPD report indicates, and intercepted communications confirmed, that **DAVIS** tossed a handgun while fleeing from the officer. The handgun, according to intercepted communications, was retrieved by residents of the Schoolhouse Apartments. On December 17, 2012, **DAVIS** and Derreck Mack were observed by surveillance units exiting a "trap house" that was occupied by **DERRY** and other members of the conspiracy. Mack was observed in possession of a handgun that he had concealed in the waistline of his pants under a sweatshirt. ACPD attempted to contact Mack and **DAVIS**, who both fled. **DAVIS** was apprehended after discarding a handgun that was concealed in the waistline of his pants under a jacket. The handgun was recovered by ACPD. Mack was shot and killed by a uniformed ACPD police officer after it was reported that he attempted to draw the handgun as he fled. While out on bond, **DAVIS** was involved in the violent physical assault and robbery, with **DERRY** and other members of the conspiracy, of three rivals at an Atlantic City casino. **DAVIS** has one felony conviction for robbery.

b. **DAVIS** has been intercepted in approximately 7 voice calls. The nickname "Mace," known by ACPD intelligence officers to be used by **DAVIS**, is used in, and in reference to, these conversations.<sup>4</sup> The nature and content of the intercepted conversations, along with voice recognition, and physical surveillance including a video recording just prior to his arrest for possession of a handgun,

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<sup>4</sup> In an intercepted conversation between **SHAAMEL SPENCER** and **MYKAL DERRY** on December 13, 2012, **SPENCER** and **DERRY** discussed the fact that "Mace" had been arrested, but that his firearm had been picked up by others in the Schoolhouse Apartments. In an intercepted conversation between **KAMAL ALLEN** and **DERRY** on December 17, 2012, **ALLEN** and **DERRY** discussed the second arrest of "Mace" that day.

confirmed **DAVIS'** identity and his role and activities in the conspiracy.

18. **MALIK DERRY, a/k/a "Leek," a/k/a "Lik," a/k/a "Mykell Watson" (Enforcer/Distributor)**

a. **MALIK (MYKAL DERRY's** brother) is a Dirty Block member who was released from prison during the course of this investigation, on October 20, 2012, after serving a state sentence for a conviction for illegal possession of a handgun. **MALIK** is a heroin and cocaine dealer who works with and is supplied by **SAEED ZAFFA**, as well as **MYKAL DERRY**. On numerous occasions **MALIK** has called **MYKAL DERRY** and others in an attempt to acquire handguns controlled by the gang. Intercepted communications confirmed **MALIK** has been in possession of a handgun, and a ballistic vest, which he has stored at "trap houses." Until their arrests, **MYKAL DERRY** had been mentoring **MALIK**, attempting to secure for **MALIK** his own supply of cocaine, and by conferring with **SAEED ZAFFA** about **MALIK's** activities in an attempt to get **MALIK** to focus on either violent activities or drug dealing, but not both. **MALIK** was arrested by ACPD on January 17, 2013, shortly after exiting a Dirty Block "trap house" located at 307 Dr. Martin Luther King Boulevard, in Atlantic City, New Jersey. At the time of his arrest, **MALIK** was found in possession of 15 bags of heroin and approximately one gram of cocaine. **MALIK** complained to officers, and later to **DERRY**, that he should not have been arrested, because he only possessed quantities of narcotics consistent with personal use. **MALIK** was arrested by ACPD on February 11, 2013, along with **DERRY**, and charged with criminal homicide and conspiracy to commit criminal homicide, following intercepted communications in which **MALIK, DERRY,** and **SHAAMEL SPENCER**, discussed **MALIK's** killing of Tyquinn James, a/k/a "T.Y." on February 10, 2012 at approximately 7:30 p.m. **MALIK** has 1 felony conviction, for possession of a handgun.

b. **MALIK** has been intercepted in over 450 voice calls, including over a telephone purchased and provided by **MYKAL DERRY**, and subscribed to the known alias Mykell Watson. **MALIK's** real first name, as well as the nicknames "Leek," and "Lik," are used throughout, and

in reference to, these conversations. The nature and content of intercepted conversations, including his personal relationships and family, along with voice recognition, and physical surveillance of meetings, some of which were photographed or video recorded, in addition to his arrest during the investigation by ACPD, confirmed **MALIK's** identity and his role and activities in the conspiracy.

19. **MYKAL DERRY, a/k/a "Koose," a/k/a "Leenie," a/k/a "Cannon," a/k/a "Moose" (Leader/Distributor)**

a. **DERRY** is a founding member and leader of the Dirty Block, a/k/a Crime Fam, a/k/a 3.6, criminal street gang, and an Atlantic City area heroin and cocaine distributor who is involved in multiple crimes of violence in furtherance of his control over the gang and drug trafficking in the gang's territory. While **DERRY** is a founding member and informal leader of the gang, he was only a mid-level heroin distributor until **TYRONE ELLIS** introduced him to Paterson, New Jersey, heroin suppliers **M.T.** and **M.F.** sometime in late Summer 2012. Until his arrest, **DERRY** supplied heroin to multiple mid-level distributors and street level dealers as well as users, primarily in and around Stanley Holmes. **DERRY's** ability to sell at all levels, including transactions consisting of up to 10 bricks, down to numerous individual "bag" sales to users, substantially increased his profit margin, his ability to acquire more heroin, and his status in the gang. Until his arrest, **DERRY** was in possession of one or more handguns, and maintained access to, and provided, numerous other handguns and ammunition to other members of the conspiracy. **DERRY** has a violent criminal history with numerous drug and weapons violations, including 10 felony convictions. Intercepted communications reveal that **DERRY** is cautious about his direct involvement in violent incidents, as he directs younger members of the conspiracy, referred to as "youngin's," and other members and associates of the gang to commit acts of violence on his behalf. **DERRY** has also advised younger members and associates on drug trafficking, encouraging them to save and pool their proceeds from the sale of heroin and provide them to **DERRY** in order to purchase higher quantities of heroin at a lower

price. He also has discussed and advised older members of the conspiracy to control their emotions, and rather than engage in a physical fight with rivals, to plan, surveil, and ambush them with handguns. **DERRY** maintains intimate relationships with several female members of the conspiracy, whom he physically assaults, and threatens with extreme violence, including **AMBRIN QURESHI, S.B.**, and **KIMBERLY SPELLMAN** (who was pregnant during the conspiracy), when he believes they will expose his criminal activity to law enforcement. **DERRY** was arrested by ACPD on February 11, 2013, along with his brother **MALIK DERRY**, and charged with conspiracy to commit criminal homicide, following intercepted communications in which **MALIK, DERRY**, and **SHAAMEL SPENCER**, discussed **MALIK's** killing of Tyquinn James, a/k/a "T.Y." on February 10, 2012 at approximately 7:30 p.m.

b. **DERRY** is well known to local law enforcement and the FBI, and has been identified by multiple confidential sources, some of whom have conducted controlled purchases of narcotics from **DERRY**. **DERRY's** cellular telephones, over the course of the period of interception of those cellular telephones, were used in approximately 20,312 communications (6,780 oral communications, and 13,532 text communications). Both his real name and his known nicknames have been used during intercepted conversations. In addition, one of **DERRY's** co-conspirators identified him as one of the individuals in a photograph that was posted on the Instagram photo-sharing website, and obtained by law enforcement, which was taken during a trip by **DERRY** and others to a Lakewood, New Jersey, shooting range on October 18, 2012. Thus, the nature and content of intercepted conversations, including conversations reflecting **DERRY's** personal relationships, voice recognition, and extensive physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at his residence, confirmed **DERRY's** identity and his role and activities in the conspiracy.

20. **QUASIM DUNCAN, a/k/a "Qua" (Dealer)**

a. **DUNCAN** is a Dirty Block associate and heroin dealer who is supplied by **MYKAL DERRY**. **DUNCAN** meets with **DERRY** in and around

Stanley Holmes and the surrounding neighborhood to be supplied with distribution quantities of heroin. While **DUNCAN** is not believed to be in **DERRY's** inner circle, his relationship and association with other Dirty Block associates, and his success at selling heroin, led **DERRY** to encourage **DUNCAN** to save and pool his proceeds from the sale of heroin with **DERRY** to acquire larger quantities of heroin at a lower price. **DUNCAN** has a pending felony drug case for an arrest by ACPD on November 12, 2012.

b. **DUNCAN** has been intercepted in over 90 voice calls, over three telephone numbers. The nickname "Qua," which is known by ACPD intelligence officers and confirmed by a confidential source to be used by **DUNCAN**, is used throughout, and in reference to, these conversations. During the course of the investigation a confidential source provided a phone number for **DUNCAN**, whom the confidential source identified as "Qua." That was the same telephone number **DUNCAN** used to communicate with **DERRY**. The nature and content of the intercepted conversations, along with voice recognition, and information provided by confidential sources, confirmed **DUNCAN's** identity and his role and activities in the conspiracy.

21. **TYRONE ELLIS, a/k/a "Rome," a/k/a "Justin Ellis," a/k/a "Justyn Ellis" (Leader/Distributor)**

a. **ELLIS** is an Atlantic City area heroin and cocaine distributor, and leader of the conspiracy. **ELLIS** has a criminal history which includes weapons violations and a pending case for an arrest in August 2012 involving drug trafficking. **ELLIS** runs a small, organized, DTO consisting of female couriers and facilitators, and a select group of mid-level distributors. **ELLIS** initially supplied heroin to **MYKAL DERRY**, and then introduced **DERRY** to Paterson, New Jersey heroin suppliers **M.T.** and **M.F.** At one point during the investigation, **ELLIS** was intercepted discussing a plan to rob or defraud **M.T.** and **M.F.** of a large quantity of heroin, and to have **DERRY** killed, as **ELLIS** opined that **DERRY** could serve as **M.T.'s** "eyes" in Atlantic City. This plan stemmed from **ELLIS'** stated belief that **DERRY** had gone around him to access the suppliers, and was also selling

heroin to **ELLIS'** customers. **ELLIS** is in possession of multiple handguns, and has arranged for and purchased handguns during this investigation. Further, intercepted communications revealed that **ELLIS** offered co-conspirator **KAREEM YOUNG** \$2,000 as a "hit" on a heroin dealer who owed **ELLIS** for previously supplied heroin.

b. **ELLIS** has access to multiple other suppliers of heroin and cocaine, including in Philadelphia, Pennsylvania, and in Newark, New Jersey. While **M.T.** and **M.F.** supply pre-packaged heroin, **ELLIS** has obtained raw powder heroin, which he personally packages with other drug trafficking associates, and which increases **ELLIS'** profit substantially. **ELLIS** provides his distributors with heroin "up front," collecting the proceeds at a later date, and regularly calls to receive information regarding the heroin's reported quality and the amount of proceeds collected. **ELLIS** first became known to the investigation during interception of communications over a telephone number used by **MYKAL DERRY**. **DERRY** referred to **ELLIS** as "Rome," which is a known and documented alias for **ELLIS**. **ELLIS'** identity was initially confirmed by voice recognition from a Case Agent familiar with **ELLIS**. **ELLIS'** cellular telephones, over the course of the period of interception of those cellular telephones, were used in approximately 8,141 communications (1,042 oral communications, and 7,099 text communications). Many of these communications have included the use and reference to his true name. **ELLIS** has been observed in extensive physical surveillance including meetings associated with intercepted conversations, many of which have been photographed or video recorded.

## 22. **M.F., a/k/a "Poodie" (Supplier)**

a. **M.F.** works with **M.T.** and, along with **M.T.**, is a primary heroin supplier to **MYKAL DERRY** and **TYRONE ELLIS**. **M.F.** and **M.T.** have provided **DERRY** and **ELLIS** with over a thousand bricks of heroin between October 2012 and February 2013. Intercepted communications revealed that **DERRY** and **ELLIS** are but two of **M.F.'s** customers. **M.F.** is a member of a sophisticated DTO that has multiple lines of supply, and uses multiple subjects who meet with customers and distribute large

quantities of heroin. Law enforcement has documented **M.F.** as a Bloods gang member. **M.F.** has five felony convictions including three for drug offenses, and one weapons violation. He was arrested on February 17, 2013, when approximately 10,000 bags (i.e., 200 bricks) were found in a car in which **M.F.** was travelling with two women.

b. **M.F.** has been intercepted in over 40 voice calls, over two telephone numbers subscribed to fictitious names, arranging and conducting drug transactions with both **DERRY** and **ELLIS**. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings, some of which were photographed or video recorded, confirmed **M.F.'s** identity and his role and activities in the conspiracy. A recent check of a public records database reveals that **M.F.'s** listed address is the apartment building complex where the bulk of the Paterson, New Jersey drug transactions have occurred. On January 25, 2013, **M.F.** informed **DERRY** that he was traveling to Las Vegas in a matter of hours. A check of airline records confirmed that **M.F.** flew from LaGuardia airport in New York at 7:00 p.m., January 25, 2013, to McCarran airport in Las Vegas on Airtran Airways.

23. **JEFFREY HARVEY, a/k/a "Jay" (Distributor)**

a. **HARVEY** is a heroin distributor who is supplied by **TYRONE ELLIS**. **HARVEY** was introduced to **ELLIS** by heroin distributor **RAYSHELL STRONG**. After **HARVEY** conducted numerous transactions through **STRONG**, **HARVEY** was introduced and allowed to deal directly with **ELLIS**. **HARVEY** meets with **ELLIS** to be supplied with heroin that is "fronted," or supplied prior to full payment. **ELLIS** checks with **HARVEY** regularly to receive reports regarding the heroin's reported quality, and amount of proceeds collected. **HARVEY** also meets with **FRANKLIN SIMMS** to receive heroin and to provide proceeds from the sale of previously supplied heroin. **HARVEY** uses a hotel in Atlantic City to conduct his drug trafficking, including for meetings, storage, and distribution. **HARVEY** has five felony convictions for drug offenses.

b. While **HARVEY** and **ELLIS** communicate primarily through the use of text messaging, **HARVEY** has been intercepted in over 20 voice calls. The nature and content of intercepted conversations, along with voice recognition, in conjunction with physical surveillance of meetings discussed during the conversations, some of which were photographed, confirmed **HARVEY's** identity and his role and activities in the conspiracy. As mentioned above, **HARVEY** conducts the bulk of his drug trafficking out of an Atlantic City hotel, where **HARVEY** registers under his true name, and provides his driver's license as identification. In addition, when **HARVEY** was arrested on February 15, 2013, he provided to the Atlantic County jail the telephone number on which he was intercepted during the investigation.

24. **KASAN HAYES, a/k/a "Erk" (Dealer/Runner/Youngin')**

a. **HAYES** is a "youngin'" who also acted as a dealer and runner. He is a Dirty Block member and heroin dealer who was supplied by **MYKAL DERRY**. While **HAYES** was intercepted ordering heroin from, and planning meetings with **DERRY**, he was frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is believed, based on physical surveillance, that he conducted the bulk of his drug dealing activities with **DERRY**, and other members of the conspiracy, in person. **HAYES** was involved in the violent physical assault and robbery, with **DERRY** and other members of the conspiracy, of three rival drug dealers at an Atlantic City casino. In a subsequent intercepted conversation regarding **HAYES'** role in the assault, **DERRY** suggested that **HAYES** needs to acquire a handgun to be used in such incidents, and **HAYES** agreed. **HAYES** has four prior felony convictions, including for the manufacture/distribution/possession of controlled dangerous substances.

b. **HAYES** has been intercepted in approximately 18 voice calls. The nickname "Erk," which is known by ACPD intelligence officers to be used by **HAYES**, is used both in intercepted conversations involving **HAYES** and in intercepted conversations referring to him. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance

of meetings and incidents, some of which were photographed or video recorded, confirmed **HAYES'** identity and his role and activities in the conspiracy. In addition, **HAYES** has a "VAC" tattoo, which is a reference to an older name for Dirty Block ("Virginia Avenue Courts").

25. **RONALD JOHNSON, a/k/a "Son" (Distributor)**

a. **JOHNSON** is an Atlantic City area heroin and cocaine distributor who is supplied by **TYRONE ELLIS**. **JOHNSON** meets with **ELLIS** to be supplied with heroin that is "fronted," or supplied prior to payment, in various locations in Atlantic City and the surrounding area. **ELLIS** checks with **JOHNSON** regularly to receive reports regarding the heroin's reported quality, and the amount of proceeds collected. **JOHNSON** also meets with **FRANKLIN SIMMS**, and others, to receive heroin and to provide proceeds from the sale of previously supplied heroin. **JOHNSON** has been observed conducting drug trafficking in numerous areas around Atlantic City. **JOHNSON** has five felony convictions including three for drug offenses, and two for weapons violations.

b. While **JOHNSON** and **ELLIS** communicate primarily through the use of text messaging, **JOHNSON** has been intercepted in approximately 19 voice calls over two telephone numbers. The nature and content of intercepted conversations, along with voice recognition, in conjunction with physical surveillance of meetings discussed during the conversations, some of which were photographed, confirmed **JOHNSON'S** identity and his role and activities in the conspiracy. During surveillance, Case Agents directed a traffic stop of **JOHNSON**, wherein **JOHNSON** was identified by ACPD. **JOHNSON** discarded a quantity of cocaine from his vehicle prior to the stop, which was recovered by Case Agents. Further, **JOHNSON** was arrested by ACPD while en route to a meeting with **ELLIS**, and found to be in possession of two bricks of heroin that he was returning to **ELLIS**. **JOHNSON** was intercepted calling **ELLIS** during the arrest, wherein he explained he was going to take responsibility for the heroin so that police would not arrest his girlfriend.

26. **P.J.L., a/k/a "PJ" (Facilitator/Dealer)**

a. **P.J.L.** is employed at Rapid Bail Bonds in Atlantic City, New Jersey. **MYKAL DERRY** uses **P.J.L.** to arrange for and provide bond for members of the conspiracy as they are arrested for drug or weapons violations. After assisting with bond arrangements for **RASHADA ALLEN** after she was arrested while transporting a handgun to **DERRY, P.J.L.** offered to attempt to acquire information from law enforcement sources as to the nature and cause of **ALLEN's** arrest. **DERRY** also supplies **P.J.L.** with distribution quantities of heroin. **P.J.L.** meets with **DERRY** to conduct drug transactions at Rapid Bail Bonds. Intercepted conversations revealed that Dirty Block members are aware of **P.J.L.'s** status as a heroin distributor, and have discussed offering **P.J.L.** heroin in partial payment for bond.

b. **P.J.L.** has been intercepted in approximately 80 voice calls, including over a telephone number subscribed to his place of employment, and a telephone number subscribed to a female with the same last name as **P.J.L.**, to his listed address. **P.J.L.'s** first name, and the nickname "PJ" are used throughout, and in reference to, these conversations. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings, including at his place of employment, confirmed **P.J.L.'s** identity and his role and activities.

27. **RAYMOND MACK, a/k/a "Bread" (Dealer/Youngin')**

a. **MACK** is a Dirty Block member and heroin and cocaine dealer, who is supplied by **MYKAL DERRY** and other members of the conspiracy. While **MACK** has been intercepted ordering heroin from, and planning meetings with **DERRY, MACK** is frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is believed based on physical surveillance that he conducts the bulk of his drug dealing activities with **DERRY, and other members of the conspiracy, in person. On December 17, 2012, MACK** was arrested for assaulting a police officer and found to be in possession of cocaine. On December 24, 2012, during an incident in which **DERRY** and

other members of the conspiracy were involved in a violent physical assault and robbery of their rivals at an Atlantic City casino, **DERRY** placed a call to **MACK** and requested that he respond to their location with a handgun. **MACK** was unable to leave his residence due to court ordered electronic monitoring, and referenced the fact that he was on a "bracelet" during an intercepted call with **DERRY** (in which **DERRY** used **MACK's** nickname, "Bread"), however **MACK** said he would place telephone calls to other individuals on behalf of **DERRY**. On December 26, 2012, after a local police officer heard what was believed to be a gunshot, and then observed subjects running into **MACK's** residence, a consent search by ACPD was conducted of the residence, and a handgun was located hidden inside the residence. The handgun was discovered to have been recently reported stolen as the result of the burglary of a police officer's residence. Based upon intercepted communications after the search it is believed that **MACK** claimed ownership of the stolen handgun. **MACK** has an extensive juvenile criminal history, including numerous drug offenses and one weapons violation.

b. **MACK** has been intercepted in over 70 voice calls. The nickname "Bread," which is known by ACPD intelligence officers to be used by **MACK**, is used throughout, and in reference to, these conversations. The nature and content of intercepted conversations, including those involving discussion of the shooting of **MACK's** brother, Derreck Mack, a/k/a "Dirt," on December 17, 2012, and the arrest of **MACK** on December 17, 2012 - in which **MACK** is referenced by his nickname, "Bread" - along with voice recognition, and physical surveillance, confirmed **MACK's** identity and his role and activities in the conspiracy.

28. **LAMAR MACON, a/k/a "Gunner," a/k/a "Gunna," a/k/a "Mar" (Dealer/Runner/Youngin')**

a. **MACON** is a Dirty Block member and heroin dealer who is supplied by **MYKAL DERRY** and other members of the conspiracy. While **MACON** has been intercepted ordering heroin from, and planning meetings with **DERRY**, **MACON** is frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is

believed that he conducts the bulk of his drug dealing activities with **DERRY**, and other members of the conspiracy, in person. Further, when **DERRY** was unavailable to supply a drug customer, and was asked who would be around "the hood," **DERRY** directed the customer to **MACON**. **MACON** has three felony convictions including for drugs and possession of a handgun.

b. **MACON** has been intercepted in over 40 voice calls over three telephone numbers, including one subscribed in his name. The nickname "Gunner" or "Gunna," which is known by ACPD intelligence officers (and confirmed by videos posted on the internet) to be used by **MACON**, is used throughout, and in reference to, these conversations. The nature and content of the intercepted conversations, along with voice recognition, physical surveillance and information provided by a confidential source, confirmed **MACON's** identity and his role and activities in the conspiracy.

29. **AMBRIN QURESHI, a/k/a "Amber" (Courier/Runner/Facilitator)**

a. **QURESHI** works as a courier for **DERRY** and **ELLIS**, traveling from Atlantic City to Paterson, New Jersey, to meet with and acquire heroin from **M.T.** and **M.F.** **QURESHI** made trips with both **ELLIS** and **DERRY**, and travelled alone on several occasions. **QURESHI** was paid for her services, and received money to cover the costs of maintenance on her vehicle. She also told **DERRY**, in a text message sent to Derry Phone 8 on October 23, 2012 at approximately 5:46 p.m., that she had access to Roxicet, a prescription medication: [ My peoples got a line on pure Roxy straight from the pharmaceutical company, uncut. Raw . . . . ] **QURESHI** is currently believed to be acting as a courier and facilitator for other members of the conspiracy, including **SAEED ZAFFA**. **QURESHI** has one felony drug conviction.

b. **QURESHI** has been intercepted in over 150 voice calls, over a telephone number that is subscribed in her name. The nature and content of intercepted conversations, including discussions of her listed residence, along with voice recognition, and physical surveillance of meetings, some of which were photographed, confirmed

**QURESHI's** identity and her role and activities in the conspiracy. Further, **QURESHI** uses a vehicle registered in her mother's name to conduct the drug trafficking, and has been observed driving the vehicle to her listed residence prior to and after drug transactions with **DERRY**, and to Stockton College where **QURESHI** stated she was a student.

30. **FRANKLIN SIMMS (Distributor/Facilitator)**

a. **SIMMS** is **TYRONE ELLIS'** primary heroin distributor. **SIMMS** stores and distributes heroin supplied by **ELLIS**, assists in packaging raw powder heroin, and meets with other distributors to supply heroin and collect the proceeds from previously supplied heroin. **SIMMS** maintains his own heroin and cocaine customer base, and his residence is **ELLIS'** primary meeting location, where distributors meet with **ELLIS** or **SIMMS** to conduct their drug trafficking, and where **SIMMS** meets with his customers. Intercepted communications also revealed that **ELLIS** stores one or more handguns at the residence. **SIMMS** introduced **ELLIS** to a Newark, New Jersey, heroin supplier who supplies **ELLIS** with pre-packaged heroin in bricks as well as raw powder heroin. **SIMMS** also introduced **ELLIS** to a North Carolina weapons supplier who sold **ELLIS** two handguns. **SIMMS** also acquires heroin and cocaine from other Atlantic City area suppliers, with **ELLIS'** permission. **SIMMS** has four felony convictions including for drug offenses, weapons violations, and an assault with weapons. **SIMMS** also has a pending case for an August 2012 arrest for an assault with weapons.

b. **SIMMS** has been intercepted in over 70 voice calls, over a telephone number subscribed in his name. The nature and content of intercepted conversations, along with voice recognition, and extensive physical surveillance of meetings described in intercepted communications, some of which were photographed, including at his residence, confirmed **SIMMS'** identity and his role and activities in the conspiracy.

31. **KIMBERLY SPELLMAN, a/k/a "Candi Jones," a/k/a "Kim Jones"**  
**(Courier/Runner/Facilitator)**

a. **SPELLMAN** is one of **MYKAL DERRY's** girlfriends, and is intimately involved with **DERRY's** DTO. **SPELLMAN**, who like **DERRY** is unemployed, and was pregnant during the course of the conspiracy, assisted **DERRY** in laundering the proceeds from the sale of heroin and cocaine by renting vehicles and residences, acquiring numerous cellular telephones, and by maintaining a bank account and pre-paid credit card which was accessed by **DERRY** to rent vehicles and to obtain bail money for a member of the conspiracy. **SPELLMAN's** residence was used as a storage location for the bulk of **DERRY's** heroin, and proceeds from the sale of heroin, as well as for weapons and ammunition.<sup>5</sup> **SPELLMAN** transported heroin from the residence to **DERRY** at his distribution locations, as well as directly to his customers, and acted as a courier, driving **DERRY** from Atlantic City to Paterson, New Jersey, to acquire heroin from suppliers. On December 24, 2012, during an incident in which **DERRY** and other members of the conspiracy were involved in a violent physical assault and robbery of their rivals at an Atlantic City casino, **DERRY** placed a call to **SPELLMAN**, who confirmed she was in possession of his firearm. **SPELLMAN** has a prior conviction for failure to give a controlled dangerous substance to police.

b. **SPELLMAN** first became known to the investigation when she was present during controlled drug buys from **DERRY**, including in vehicles registered in her name. **SPELLMAN** has been intercepted in over 550 voice calls, over a telephone number subscribed in her known alias ("Candi Jones"), and to an address associated with her family. **SPELLMAN's** true first name, as well as her nickname, "Candi" are used throughout, and in reference to, these conversations. In addition, in

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<sup>5</sup> Pursuant to the execution of a state search warrant by ACPD on February 11, 2013 at **SPELLMAN's** residence, law enforcement officers seized from that residence approximately 18 "bricks" of heroin, packaging materials, and a .380 caliber handgun that was retrieved from the ceiling of the residence (paragraphs 308, 350). References to the ceiling being used as a storage location by **DERRY** had been previously intercepted over **DERRY's** cellular telephone.

a text message **DERRY** placed to his supplier, **M.T.**, **DERRY** referred to the fact that it was his girlfriend's birthday that day, stating "Yea i no bra my lady bday today . . . . Record checks of **SPELLMAN's** criminal history confirm that day as **SPELLMAN's** birthday. Thus, the nature and content of intercepted conversations, including references to **SPELLMAN's** personal and family relationships, along with voice recognition, and extensive physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at her residence, confirmed **SPELLMAN's** identity and her role and activities in the conspiracy.

32. **LAQUAY SPENCE, a/k/a "Quay" (Dealer/Runner/Youngin')**

a. **SPENCE** is a Dirty Block member and heroin distributor who is supplied by **MYKAL DERRY**. **SPENCE** is considered a "youngin'" and **DERRY** has attempted to recruit **SPENCE** to save and pool his proceeds from the sale of heroin with **DERRY** to purchase higher quantities of heroin at a lower price. While **SPENCE** has been intercepted ordering heroin from, and planning meetings with **DERRY**, **SPENCE** is frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is believed based on physical surveillance that he conducts the bulk of his drug dealing activities with **DERRY** and other members of the conspiracy in person. **SPENCE** has a pending case for an arrest by ACPD on January 22, 2013, for a drug offense.

b. **SPENCE** has been intercepted in over 40 voice calls. The nickname "Quay," which is known by ACPD intelligence officers to be used by **SPENCE**, is used throughout, and in reference to, these conversations. The nature and content of the intercepted conversations, along with voice recognition, and physical surveillance of a meeting arranged during one of the conversations that was photographed, confirmed **SPENCE's** identity and his role and activities in the conspiracy.

33. **SHAAMEL SPENCER, a/k/a "Buck" (Enforcer/Dealer)**

a. **SPENCER** is a Dirty Block member who acts as **MYKAL DERRY's** "shooter" or "enforcer." **DERRY** and **SPENCER** regularly checked on each

other's safety, including after area shootings, or at times of heavy law enforcement presence in and around Stanley Holmes. On August 21, 2012, **SPENCER** was shot during an exchange of gunfire with rival Dirty Block members. FBI Atlantic City obtained a recorded conversation wherein **DERRY** claimed to have responded to **SPENCER's** location prior to the arrival of ACPD, retrieved **SPENCER's** handgun, located the rivals, and fired six shots as they entered a residence, wounding one of them. On October 30, 2012, intercepted communications revealed that shortly after **DERRY** and **SPENCER** discussed receiving information as to the location of these same rivals, **SPENCER** was arrested by ACPD and found to be in possession of a concealed handgun. **SPENCER** was released on bond. On December 24, 2012, **SPENCER** responded to **DERRY's** location at an Atlantic City casino with a handgun, as **DERRY** was involved in a violent physical encounter with area rivals. **SPENCER** has previously stated on multiple occasions that he was in possession of one or more handguns, and provided **DERRY** and other members of the conspiracy with ammunition. Some of these items were stored (and subsequently seized<sup>6</sup>) at **SPENCER's** residence. Further, **SPENCER** travelled with **DERRY** and other members of the conspiracy on two occasions to an indoor shooting range in Lakewood, New Jersey, where he possessed and used firearms. **SPENCER** has recently been receiving and distributing higher quantities of heroin, supplied by **DERRY**, partly by providing **DERRY** with funds "up front" to purchase at a lower price from **DERRY's** supplier. **SPENCER's** residence was used as a meeting and distribution location by **DERRY**. **SPENCER** has three felony convictions, including two for weapons violations and one for a drug offense.

b. **SPENCER** first became known to the investigation through confidential source reporting regarding his nickname, and criminal activity related to Dirty Block at his residence. **SPENCER** was present, photographed, and identified during controlled drug buys from **DERRY**, including at **SPENCER's** residence. **SPENCER** has been intercepted

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<sup>6</sup> Pursuant to the execution of a federal search warrant on February 11, 2013, law enforcement obtained, from the residence of **SPENCER's** girlfriend (where **SPENCER** resided), approximately \$4,500 in cash, a 9mm handgun, and a box of hollow-point ammunition.

in over 200 voice calls, many of which were over a telephone number subscribed in his true name, and one subscribed in his name also listed the address of **SPENCER's** residence (1610 City Place, Atlantic City, New Jersey). The nickname "Buck," which is known by ACPD intelligence officers to be used by **SPENCER**, is used throughout, and in reference to, these conversations. Thus, the nature and content of intercepted conversations, including his personal relationships, along with voice recognition, and extensive physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at his residence, as well as his arrest for possession of a handgun (during an intercepted conversation with **DERRY**), confirmed **SPENCER's** identity and his role and activities in the conspiracy.

34. **RAYSHELL STRONG, a/k/a "Shell," a/k/a "Big Truck"**  
**(Distributor/Courier/Facilitator)**

a. **STRONG** is a heroin distributor who was supplied by **TYRONE ELLIS**. **STRONG** received heroin from **ELLIS** and distributed, or "fronted" it, to other heroin distributors in **ELLIS'** DTO, and others. **STRONG** also acts as a courier, driving **ELLIS** from Atlantic City to Paterson, New Jersey, to meet with suppliers and acquire heroin. For a time during the conspiracy, **STRONG** stored the bulk of **ELLIS'** heroin in her residence and in her vehicle. **STRONG** collects the proceeds from the sale of heroin and assists **ELLIS** in laundering the proceeds by purchasing pre-paid credit cards with the funds, enabling **ELLIS'** transfer of the funds to another, registered credit card. **STRONG** received significant funds from FEMA for repairs on her vehicle, which intercepted communications revealed were fraudulent and unrelated to storm damage.

b. **STRONG** has been intercepted in over 100 voice calls, over a telephone number subscribed in her name and to her listed residence. The nature and content of intercepted conversations, including the use and discussion of her true name, and the use of her vehicle which is registered in her name, along with voice recognition, and physical

surveillance of meetings, some of which were photographed, confirmed **STRONG's** identity and her role and activities in the conspiracy.

35. **PATRICIA TAYLOR, a/k/a "Patricia Lark," a/k/a "Pat" (Distributor)**

a. **TAYLOR** is a heroin and cocaine distributor who is supplied by **TYRONE ELLIS**. **TAYLOR** works in conjunction with **FRANKLIN SIMMS** to distribute heroin to **JEFFREY HARVEY** and others, as well as to collect the proceeds from the sale of previously supplied heroin. Intercepted communications revealed that **TAYLOR's** residence is used by **ELLIS** to meet with co-conspirators and to store and distribute heroin. **ELLIS** checks with **TAYLOR** regularly to receive reports regarding the heroin's reported quality and the amount of proceeds collected. **TAYLOR** has three felony convictions for drug offenses.

b. **TAYLOR** was first intercepted in communications over Ellis Phone 3, and while she communicates with **ELLIS** primarily through the use of text messaging, she has been intercepted in six audio calls over a telephone number subscribed in her name. **TAYLOR** was arrested in January 2010, and again on August 23, 2011, for an outstanding child support warrant, and provided the telephone number on which she has been intercepted during this investigation on both occasions. Furthermore, the telephone number on which **TAYLOR** has been intercepted, which is registered in her name, is also the number listed on unemployment records in her name.

36. **M.T., a/k/a "Reesie," a/k/a "Abdul Khabir" (Supplier)**

a. **M.T.** is **MYKAL DERRY's** and **TYRONE ELLIS'** primary heroin supplier, and has provided them with over a thousand bricks of heroin between October 2012 and February 2013. Intercepted communications revealed that **DERRY** and **ELLIS** are but two of **M.T.'s** customers. **M.T.** is believed to be a leader of a sophisticated DTO that has multiple lines of supply and uses multiple subjects, including **M.F.**, who meet with customers and distribute large quantities of heroin from multiple tower style apartment buildings, on multiple floors, at times without **M.T.** actually handling the drugs. **M.T.** is known to be associated with

the Bloods criminal street gang, of which **M.F.** is a documented member. **M.T.** has seven felony convictions including for drug offenses, weapons violations, and assaults on police.

b. **M.T.** has been intercepted in over 60 voice calls, over four telephone numbers subscribed to multiple fictitious names, arranging and conducting drug transactions with both **DERRY** and **ELLIS**. **M.F.** and **DERRY** have referred to him by his true name, as well as the documented nickname "Reesie," during several of the conversations. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings, some of which were photographed or video recorded, confirmed **M.T.'s** identity and his role and activities in the conspiracy. Further, in November 2012, **M.T.** informed **ELLIS** that he had an active warrant for his arrest after law enforcement had identified him in another investigation. **M.T.** was named in press reports on October 18, 2012, as having an active warrant for his arrest after being identified as the driver who fled a vehicle found to have contained heroin packaged in 700 individual envelopes (i.e., 14 bricks). He was arrested in February 2013.

37. **AREE TOULSON, a/k/a "Beyah," a/k/a "Beyeazz" (Distributor)**

a. **TOULSON** is a Dirty Block member who acts as a primary heroin distributor for **MYKAL DERRY**. Prior to **DERRY's** arrest, **TOULSON** had begun to receive and distribute higher quantities of heroin, supplied by **DERRY**, partly by providing **DERRY** with funds "up front" to purchase at a lower price from **DERRY's** supplier. **TOULSON** was in possession of a handgun, which is believed to have been "owned" or "controlled" by the group, and returned to **DERRY** for storage and for use by other members of the conspiracy. Further, **TOULSON** travelled with **DERRY** and other members of the conspiracy to an indoor shooting range in Lakewood, New Jersey, where he possessed and used firearms. **TOULSON** has two felony convictions for drug offenses.

b. **TOULSON** has been intercepted in over 200 voice calls, over a telephone number subscribed in his name. The nicknames "Beyah" and "Beyeazz," which are known by ACPD intelligence officers to be

used by **TOULSON**, and confirmed by postings on the internet by **TOULSON**, are used throughout, and in reference to, these conversations. **TOULSON** was photographed at the Lakewood, New Jersey, shooting range, with **MYKAL DERRY**, **KAMAL ALLEN**, and **SHAAEMEL SPENCER** on October 18, 2012, and talked about "the range" on an intercepted conversation that day. In addition, in an intercepted conversation on the date of **TOULSON's** birthday, **DERRY** wished **TOULSON** a happy birthday, and **TOULSON** confirmed his age on that day. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at **TOULSON's** residence, confirmed **TOULSON's** identity and his role and activities in the conspiracy.

38. **DWAYNE TOWNSEND, a/k/a "Tweek" (Dealer/Runner/Youngin')**

a. **TOWNSEND** is a Dirty Block member and heroin dealer who was supplied by **MYKAL DERRY**. While **TOWNSEND** was intercepted ordering heroin from, and planning meetings with **DERRY**, **TOWNSEND** was frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is believed that he conducted the bulk of his drug dealing activities with **DERRY**, and other members of the conspiracy, in person. **TOWNSEND** is known as a "youngin'," who is expected to carry out violence on behalf of the gang. Intercepted communications revealed that **TOWNSEND** informed **DERRY** of the location of rivals, as well as an incident in which he requested **DERRY** supply a handgun when **TOWNSEND** observed unknown vehicles circling in the area.

b. **TOWNSEND** was intercepted in over 80 voice calls, including over a telephone number subscribed to his listed address. The nickname "Tweek," known by ACPD intelligence officers and confirmed by confidential sources to be used by **TOWNSEND**, is used throughout, and in reference to, these conversations. The nature and content of the intercepted conversations, including those involving discussions of the events surrounding the shooting death of **TOWNSEND's** brother, along with voice recognition, and physical surveillance in reference to meetings discussed during the conversations, confirmed **TOWNSEND's** identity and his role and activities in the conspiracy.

39. **TIARRAH TURNER (Courier)**

a. **TURNER** is a girlfriend of **TYRONE ELLIS**, and works as a courier, driving him from Atlantic City to Paterson, New Jersey, to meet with and acquire heroin from **M.T.** and **M.F.** While **ELLIS** used other female associates and girlfriends as couriers, **TURNER** has other roles in the conspiracy, including recruiting other female couriers. **TURNER** has also collected proceeds from the sale of heroin from **ELLIS'** distributors **FRANKLIN SIMMS** and **WANDA BISHOP**, prior to traveling to meet with heroin suppliers. **TURNER** has negotiated with **ELLIS** for her payment as a courier, which **ELLIS** acknowledged has included the payment of traffic fines while acting as a courier.

b. **TURNER** has been intercepted in approximately 17 voice calls over a telephone number subscribed to a male with the last name **TURNER**. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings, some of which were photographed or video recorded, confirmed **TURNER'S** identity and her role and activities in the conspiracy. Further, the vehicle **TURNER** used to act as a courier is registered to a male with the last name **TURNER**.

40. **DOMINIQUE VENABLE, a/k/a "Poppi-what-you-need"**  
**(Dealer/Runner/Youngin')**

a. **VENABLE** is a Dirty Block member and heroin dealer who also acts as a "runner," delivering heroin and cocaine to customers on behalf of **MYKAL DERRY**. **VENABLE** is referred to by **DERRY** as a "youngin'" who is expected to carry out violence on behalf of the gang. On several occasions **DERRY** called individuals and asked for handguns to be brought to **VENABLE** in order for him to carry out acts of violence. In November 2012, **VENABLE** turned himself in to the Atlantic County jail to serve time for a previous conviction. Intercepted communications revealed that **VENABLE** smuggled drugs into the jail on behalf of **DERRY** for Dirty Block members who are incarcerated. **VENABLE** has three felony convictions, including two for weapons violations.

b. **VENABLE** has been intercepted in over 20 voice calls. The nickname "Poppi-what-you-need," which is known by ACPD intelligence officers to be used by **VENABLE**, is used throughout, and in reference to, these conversations. The nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings and incidents, some of which were photographed, along with his incarceration in the Atlantic County jail, confirmed **VENABLE's** identity and his role and activities in the conspiracy.

41. **C.W. (Supplier)**

a. **C.W.** is a heroin supplier who supplies **MYKAL DERRY** and others. On November 12, 2012, **C.W.** called **DERRY** and arranged to supply five bricks of heroin as a sample. **C.W.** was followed by surveillance units as he appeared to make several more deliveries in the surrounding public housing areas. Intercepted communications reveal that **C.W.** packages and stamps his own heroin. **DERRY** distributed the heroin to customers, who provided negative reports as to the quality of the heroin. On November 20, 2012, **C.W.** again met with **DERRY** and supplied an unknown quantity of heroin. On November 23, 2012, after **DERRY** informed **C.W.** of the issues with the quality of the heroin, **C.W.** reported he was going to take care of the problem. **DERRY** appeared to have stopped ordering heroin from **C.W.**, however on January 23, 2013, when **DERRY** was unable to reach his primary heroin suppliers, **DERRY** attempted to contact **C.W.**, with negative results. **C.W.** has four felony convictions for drug offenses, and two pending drug related cases from 2012.

b. **C.W.** has been intercepted in approximately 6 voice calls. The nature and content of the intercepted conversations, and physical surveillance of a meeting between **C.W.** and **DERRY** that was arranged in the conversations and related text messages, in which **C.W.** was photographed arriving in a rental vehicle rented under his true name, confirmed **C.W.'s** identity and his role and activities.

42. **KAREEM YOUNG, a/k/a "Crash" (Dealer/Youngin')**

a. **YOUNG** is a Dirty Block member and heroin dealer who is supplied by **MYKAL DERRY**. While **YOUNG** has been intercepted ordering distribution quantities of heroin from, and planning meetings with **DERRY**, **YOUNG** is frequently mentioned during intercepted conversations as being inside or around the "trap houses," and it is believed based on physical surveillance that he conducts the bulk of his drug dealing activities with **DERRY**, and other members of the conspiracy, in person. ACPD conducted a controlled drug buy of heroin from **YOUNG** using an Undercover Officer on November 15, 2012. Intercepted communications revealed that after **YOUNG** was informed by **TYRONE ELLIS** of a "hit" or bounty on an identified drug dealer for a debt owed to **ELLIS**, **YOUNG** called **ELLIS** several times to inform him of the dealer's location, and that the dealer was purchasing drugs from **DERRY**. **YOUNG** was convicted on January 8, 2013, for a drug offense. He was arrested by ACPD just 9 days later, on January 17, 2013, and again on February 4, 2013, also for drug offenses (on the latter occasion, having been released on bail).

b. **YOUNG** has been intercepted in over 60 voice calls, over a telephone number subscribed to an individual with the last name **YOUNG**. The nickname "Crash," which is known by ACPD intelligence officers, and confirmed to be used by **YOUNG** during the introduction of an Undercover Officer during a controlled drug buy, is used throughout, and in reference to, these conversations. The nature and content of the intercepted conversations, along with voice recognition, physical surveillance and information provided by a confidential source confirmed **YOUNG's** identity and his role and activities in the conspiracy. In addition, **YOUNG** has the nickname "Crash" tattooed on his left arm.

43. **SAEED ZAFFA, a/k/a "Seed" (Distributor)**

a. **ZAFFA** is a Dirty Block member and heroin and cocaine distributor who is supplied by **MYKAL DERRY** and others. Prior to **MALIK DERRY's** arrest, **ZAFFA**, together with **MALIK DERRY**, had been receiving

and distributing higher quantities of heroin, supplied by **DERRY**, and partly by providing **DERRY** with funds "up front" to purchase at a lower price from **DERRY's** supplier. **ZAFFA** also had his own separate supply of heroin and cocaine from which he supplied **DERRY** and other members of the conspiracy when **DERRY's** supplier was unavailable. On December 24, 2012, during an incident in which **DERRY** and other members of the conspiracy were involved in a violent physical assault and robbery of their rivals at an Atlantic City, New Jersey casino, **DERRY** placed a call to **ZAFFA** and informed him that they needed handguns brought to their location. **ZAFFA** replied that he did not have his handgun, but that he would place calls to other members of the conspiracy in an attempt to locate one. **ZAFFA** has three felony convictions, including two for drug offenses and one for a weapons violation.

b. **ZAFFA** has been intercepted in over 60 voice calls, over a telephone number subscribed to a fictitious name. The name **SAEED** (or "Seed") is used throughout, and in reference to, the conversations. In addition, on December 6, 2012, **ZAFFA** stated on an intercepted conversation with **DERRY** that a law enforcement officer (who **ZAFFA** and **DERRY** identified by name) rode past **ZAFFA** and waved to him, and **ZAFFA** described the vehicle the law enforcement officer was driving. The law enforcement officer referenced by name in that intercepted conversation identified **ZAFFA** at the time as the individual to whom he had waved. Thus, the nature and content of intercepted conversations, along with voice recognition, and physical surveillance of meetings and incidents, some of which were photographed or video recorded, including at **ZAFFA's** residence, confirmed **ZAFFA's** identity and his role and activities in the conspiracy.

#### **SUMMARY OF INVESTIGATION**

44. In October 2010, FBI Atlantic City began receiving detailed information from several independent confidential sources regarding the criminal activity, hierarchy, and internal violent conflicts of Dirty Block, which centered on control of the drug trafficking in Dirty Block controlled neighborhoods - specifically, the geographic area of Atlantic City including the public housing apartment complexes

of Stanley Holmes, Carver Hall, Schoolhouse, Adams Court, and Cedar Court. **MYKAL DERRY** and T.A., a/k/a "Qadaf," were identified as rival leaders of Dirty Block who are responsible for directing much of the violence as well as being mid-level drug distributors.

45. In November 2010, **DERRY**, T.A. and a juvenile Dirty Block member were arrested (and later convicted) for an incident involving the kidnapping, sexual assault, and aggravated assault with a weapon of an identified juvenile victim. The incident took place inside **DERRY's** residence in Atlantic City. The victim has an extensive criminal history involving drug and weapons violations, and is known by local law enforcement as a street-level drug dealer. Based on that investigation, and confidential source reporting, it is believed that the assault was in retaliation for the victim's independent criminal activity in and around Dirty Block controlled neighborhoods as well as for a debt owed to T.A.

46. FBI Atlantic City reviewed recorded conversations made by T.A. immediately after his arrest wherein he advised "Crime Fam" members, including his juvenile co-defendant, to "get low," and avoid law enforcement due to the cooperation in the investigation from the victim. Further, T.A. told several individuals that the victim needed to recant his statement to police, or become a "missing person." T.A. is still in custody and is set to be released in November 2013.

47. **MYKAL DERRY** was released on bond from the above listed incident on March 31, 2011. On April 17, 2011, the same victim was shot multiple times in Atlantic City. The victim survived, but was left paralyzed below the waist. The victim reported to ACPD receiving telephone calls from **DERRY** and T.A. prior to the shooting, wherein they offered money in exchange for the victim's promise not to cooperate with the investigation. Local surveillance video showed several Dirty Block members and associates across the street at the time of the shooting. ACPD identified Dirty Block member K.W.1 as the shooter, and arrested him. K.W.1 is now awaiting trial on charges arising from this incident. FBI Atlantic City obtained recorded conversations wherein **DERRY** agreed to provide money for K.W.1's

lawyer. Further intercepted conversations between K.W.1 and **DERRY**, as well as other members of Dirty Block reveal further plans by K.W.1 to intimidate and/or direct violence towards witnesses.

48. During the course of the investigation it was learned through numerous techniques, including but not limited to interviews of confidential sources, consensual recordings of meetings and conversations, controlled drug buys, physical and electronic surveillance, analysis of telephone subscriber information and historical telephone call detail records and data received from pen registers and trap and trace devices, and reviews of local police department arrest reports and intelligence files, that **MYKAL DERRY** supplies large quantities of heroin to the Atlantic City area, specifically in Stanley Holmes and the neighboring tourism and shopping district. **DERRY** uses members and associates of Dirty Block, and others, to distribute the heroin from several residences within and around Stanley Holmes.

49. Through the use of multiple confidential sources, FBI Atlantic City conducted controlled drug buys, beginning in January 2011, from numerous Dirty Block members and associates, including **MYKAL DERRY**. The buys of heroin consisted of "bricks" or "bundles." A brick typically contains five bundles, each containing 10 "bags."<sup>7</sup> Each bag is for individual use and intended for street-level distribution at prices ranging from approximately \$6 to over \$10 per bag. During this investigation, bricks of heroin have been purchased "on the street" for between \$180 and \$375, and bundles were purchased for between \$60 and \$100, depending on the relationship between the

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<sup>7</sup> On occasion, the typical brick might contain one less bag per brick, either due to oversight, or perhaps due to the seller's intention to short-change the purchaser. A review of controlled buys of heroin in this investigation revealed relatively consistent packaging of quantities of bags as well as of the weights of heroin. As a result of this sampling of purchases from different **DERRY** dealers on different days, your Affiant determined that a brick contains, on average, approximately 1 gram of heroin, and that one thousand bricks would therefore contain approximately 1 kilogram of heroin.

individuals involved and the quantity purchased.<sup>8</sup> The cocaine purchases included one ounce and one-half ounce quantities of powder intended for redistribution, as well as "rocks" of crack cocaine intended for individual use.

50. **MYKAL DERRY** was released from jail in March 2012 after serving a sentence of less than one year for the above mentioned assault (paragraph 45). In April 2012 Case Agents conducted a series of controlled drug buys from **DERRY** using a confidential informant.<sup>9</sup> Telephone analysis of call detail records for multiple telephone numbers used by **DERRY** to conduct the drug transactions revealed extensive contact with telephone numbers subscribed to, or known to be used by, Dirty Block members and associates, and individuals known to be conducting drug trafficking, including at times up to approximately 300 communications per day.

#### **AUTHORIZED INTERCEPTION OF WIRE AND ELECTRONIC COMMUNICATIONS**

51. On October 2, 2012, court authorized interception of wire and electronic communications was initiated over a telephone number used by **MYKAL DERRY**. Between October 2012, and February 2013, **DERRY** changed telephones or telephone numbers three times. Intercepted communications confirmed that **DERRY** possessed and used multiple telephones, and that the use of multiple and changing facilities was an effort by **DERRY** to avoid electronic surveillance by law enforcement.

52. On October 2, 2012, the Honorable Judge Joseph E. Irenas, Senior United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over telephone number 609-428-9443, Electronic Serial Number ("ESN") 268435457808180098 ("Derry Phone 7"), a telephone used by **MYKAL DERRY**,

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<sup>8</sup> **DERRY** and **ELLIS**, however, obtained bricks at wholesale prices of as low as \$130 per brick.

<sup>9</sup> During the course of this investigation, as discussed further below, controlled drug buys were conducted with the following individuals, in addition to **DERRY**: **SAEED ZAFFA**, **IBN ABDULLAH**, **KAREEM BAILEY**, **AREE TOULSON**, and **KAREEM YOUNG**.

based upon an affidavit submitted in support of interception over Derry Phone 7, which set forth more detail on the investigation. Interception over Derry Phone 7 began on October 2, 2012, and was terminated on October 22, 2012.<sup>10</sup>

53. On October 12, 2012, the Honorable Judge Joseph E. Irenas, Senior United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over telephone number 609-816-4282, ESN 26843549911321560 ("Derry Phone 8"), a telephone used by **MYKAL DERRY**, based upon an affidavit submitted in support of interception over Derry Phone 8, which set forth more detail on the investigation. Interception over Derry Phone 8 began on October 13, 2012, was extended on November 10, 2012, December 7, 2012, January 4, 2013, and February 1, 2013, and was terminated on February 12, 2013.<sup>11</sup>

54. On November 10, 2012, the Honorable Judge Joseph E. Irenas, Senior United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over a telephone<sup>12</sup> used by **TYRONE ELLIS**, ESN 268435461702165979, assigned telephone number 646-355-7551 ("Ellis Phone 1"), based upon an affidavit submitted in support of interception over Ellis Phone 1, which set forth more detail on the investigation. Interception over Ellis Phone 1 began on November 11, 2012, was extended on December 7, 2012, and was terminated on December 20, 2012, when it was determined that **ELLIS** had ceased using Ellis Phone 1 after the account was suspended by Metro PCS for lack of payment on approximately December 13, 2012.

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<sup>10</sup> Interception of communications over Derry Phone 7 was terminated when **DERRY** ceased using the telephone number after the arrest of **RASHADA ALLEN** for possession of a firearm that was purchased through communications over Derry Phone 7.

<sup>11</sup> **MYKAL DERRY** and **MALIK DERRY** were arrested on February 11, 2013, by the ACPO for the murder of Tyquinn James.

<sup>12</sup> Metro PCS has confirmed that the telephone number assigned to Ellis Phone 1 changed twice during interception, at customer request, while maintaining ESN 268435461702165979. The number listed above was the number last assigned to Ellis Phone 1 at the time interception was terminated.

55. On December 5, 2012, the Honorable Judge Jerome B. Simandle, Chief United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over telephone number 609-369-0371, International Mobile Subscriber Identity ("IMSI") number 310260840384462 ("Derry Phone 9"), a telephone used by **MYKAL DERRY**, based upon an affidavit submitted in support of interception over Derry Phone 9, which set forth more detail on the investigation. However no communications were intercepted over Derry Phone 9, and it is believed **DERRY** ceased using the phone prior to interception.

56. On December 26, 2012, the Honorable Judge Joseph E. Irenas, Senior United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over telephone number 856-213-8090, IMSI 310260562122112 ("Ellis Phone 2"), a telephone used by **TYRONE ELLIS**, based upon an affidavit submitted in support of interception over Ellis Phone 2, which set forth more detail on the investigation. Interception over Ellis Phone 2 began on December 26, 2012, and was terminated on January 24, 2013, when it was determined that **ELLIS** had ceased using Ellis Phone 2 after the account was suspended by T-Mobile for lack of payment on approximately January 11, 2013.

57. On February 22, 2013, the Honorable Judge Joseph E. Irenas, Senior United States District Judge, District of New Jersey, authorized the interception of wire and electronic communications over telephone number 856-285-5017, IMSI 311660001016474 ("Ellis Phone 3"), a telephone used by **TYRONE ELLIS**, based upon an affidavit submitted in support of interception over Ellis Phone 3, which set forth more detail on the investigation. Interception over Ellis Phone 3 began on February 22, 2013, is ongoing, and is set to expire March 24, 2013.

58. Intercepted communications confirmed that **MYKAL DERRY** was distributing heroin to approximately 16 to 20 Dirty Block members and associates including **IBN ABDULLAH, KAMAL ALLEN, KAREEM BAILEY, RONALD DAVIS, TERRY DAVIS, MALIK DERRY, KASAN HAYES, RAYMOND MACK, LAMAR MACON, LAQUAY SPENCE, SHAAMEL SPENCER, AREE TOULSON, DWAYNE TOWNSEND,**

**DOMINIQUE VENABLE, KAREEM YOUNG, SAEED ZAFFA,** and others, as well as over a dozen other area heroin distributors and dealers including **A.B., JODI BROWN, WALLACE BOSTON, QUASIM DUNCAN,** and **P.J.L. DERRY** made or received, at times, over 250 pertinent communications a day as he arranged and conducted dozens of drug transactions. **DERRY's** operation was based in Stanley Holmes, in multiple and changing residences referred to by **DERRY** and his associates as "trap houses." **DERRY** and members of Dirty Block use these locations as part time residences as well as storage, meeting, and distribution locations to facilitate their drug trafficking activities. At times **DERRY** met with individual dealers and customers inside the residences, in and around Stanley Holmes, or in the surrounding area, while at other times he used distributors or "runners," who met with customers on behalf of **DERRY** to deliver heroin and collect the proceeds from the sale of heroin.

59. Members and associates of Dirty Block also act as "lookouts" and conduct counter-surveillance measures, notifying other members and associates of the activities of law enforcement. Numerous intercepted communications along with physical surveillance reveal that **DERRY** and other members of the conspiracy worked together to protect and conceal their criminal activity, as well as to change methods and means of their operations as they advised one another of the location and description of law enforcement personnel and vehicles. Further, during this investigation **DERRY** and his associates have received information from individuals employed or associated with the Atlantic City Housing Authority, with an Atlantic City casino security/surveillance department, and with a local police department, regarding specific activities of Case Agents, or the existence of a federal investigation.

60. Through intercepted communications, physical surveillance, and information provided by confidential sources, it was learned that **TYRONE ELLIS** acted as a "connect" for **DERRY** to heroin suppliers **M.T.** and **M.F.**, who were located in Paterson, New Jersey. While **ELLIS** introduced **DERRY**, and initially worked with **DERRY's** courier, **AMBRIN**

**QURESHI**, to acquire and deliver the heroin, **DERRY** began using **QURESHI** alone, and then ultimately meeting directly with **M.T.** or **M.F.** in Paterson himself to be re-supplied with heroin. At times **DERRY** travelled from Atlantic City to Paterson, New Jersey acquiring and distributing up to 45 bricks of heroin, and collected proceeds of between \$3,500 and \$7,500 every two to three days. **DERRY** and **ELLIS** received the heroin pre-packaged in stamped bags, bundles, and bricks. The stamps are used to market particular supplies, and suppliers, of heroin to the heroin users.

61. Intercepted communications revealed, and information from confidential sources confirmed, that **DERRY's** and **ELLIS'** Atlantic City area heroin customers are very particular about heroin stamps, or brands, and that the quality, as well as the quantity per bag, of heroin associated with known stamps and stamp colors has a strong effect on sales, and its distributor's future success. During the course of this investigation over 27 different heroin stamps have been distributed by **DERRY**, **ELLIS** and their organizations between October 2012 and February 2013.

62. Disruptions in **DERRY's** access to his primary heroin suppliers revealed that associates **KAMAL ALLEN**, **SHAAMEL SPENCER**, and **SAEED ZAFFA**, not only acquired heroin for distribution from **DERRY**, but had access to separate high level heroin suppliers. **DERRY**, **ALLEN**, **SPENCER**, and **ZAFFA** worked together to acquire and supply the highest quality heroin for the lowest price. In late January 2013, **DERRY** informed **ZAFFA** that based on his experience he would instruct a select group of associates on how to negotiate with heroin suppliers.

63. **DERRY** was able to launder the proceeds from his drug trafficking, and conceal his involvement, by using female associates including **RASHADA ALLEN**, **JODI BROWN**, **S.B.**, **AMBRIN QURESHI**, and **KIM SPELLMAN** to rent residences, purchase cellular telephones and subscribe to cellular service, and to rent or purchase and register vehicles that were used to transport drugs and weapons. Further, **DERRY** used **S.B.**, **SPELLMAN**, and **QURESHI** as couriers to transport payment to, and heroin from, Paterson, New Jersey, as well as to

deliver heroin from **DERRY** and his Atlantic City storage locations to distributors and customers. While **SPELLMAN** and **S.B.** provided **DERRY** with his primary residence and storage locations, **ALLEN** and **BROWN** were paid to provide their Stanley Holmes public housing residences as **DERRY's** primary "trap houses." **SPELLMAN**, **ALLEN**, and **BROWN** have all been involved in assisting **DERRY** with storing, purchasing, or selling handguns.

64. Through court authorized interception it was also learned that **DERRY** and his associates, including **KAMAL ALLEN**, **KAREEM BAILEY**, **RONALD DAVIS**, **TERRY DAVIS**, **MALIK DERRY**, **RAYMOND MACK**, **SHAAMEL SPENCER**, **AREE TOULSON**, and **SAEED ZAFFA**, among others, possessed numerous handguns which were stored in their residences, "trap houses," and vehicles, and which were frequently transferred among Dirty Block members and associates as perceived threats dictated. On various occasions, intercepted communications revealed that as **DERRY** and/or his associates encountered rival gang members, drug dealers, or simply unknown individuals or vehicles within their drug trafficking area, they communicated with one another to determine who possessed a handgun at that instant, or to determine the location of stored handguns, and who could respond to their location. On separate occasions, intercepted communications revealed that as law enforcement seized handguns from members of the conspiracy, through arrests or searches, **DERRY** and his associates referred to the loss of the handgun(s) as a loss for the group. Further, **DERRY**, **ALLEN**, **SPENCER**, and **TOULSON**, among others, travelled to an indoor shooting range in Lakewood, New Jersey, where they possessed and practiced using handguns.

65. On December 24, 2012, **DERRY** and his associates, including **KAMAL ALLEN**, **TERRY DAVIS**, **KASAN HAYES**, **AREE TOULSON**, and others, were at the Tropicana Casino in Atlantic City where a party was being held to oppose the recent violence in Atlantic City (specifically the violence associated with the aftermath of the December 17, 2012, officer involved shooting of **DERRY** associate Derreck Mack, as Mack and **TERRY DAVIS** fled from police after they were observed by surveillance

units leaving **DERRY's** "trap house" armed with handguns). **DERRY** alerted Dirty Block members and associates, including **RAYMOND MACK**, **SHAAMEL SPENCER**, and **SAEED ZAFFA**, among others, that several rival drug dealers associated with another area of Atlantic City were at the casino at the time, and that **DERRY** wanted handguns brought to his location. **SPENCER** and an associate responded to the casino with handguns, while **MACK** (who was on court ordered electronic monitoring) and **ZAFFA** contacted other Dirty Block associates who were prepared to respond with handguns. **DERRY** and his associates then engaged in a violent physical assault of three rival individuals in and around the casino, which was captured on casino video surveillance, and during which the rivals were robbed of approximately \$3,000. Subsequent intercepted conversations revealed that **DERRY** and his "enforcer" **SHAAMEL SPENCER** were upset and disturbed by the lack of handguns present at the assault, and the lack of focus of their younger Dirty Block associates who used physical violence rather than preparing an ambush with handguns. **DERRY** and **SPENCER** discussed their desire to plan and prepare for future encounters by obtaining more handguns and having easier access to them, rather than relying on younger associates.

66. **DERRY** and the other members of the conspiracy also worked together to provide bond money, primarily from proceeds from the sale of drugs, for members of the conspiracy upon their arrest for drug or weapons related arrests, as well as arranged for individuals to act as "co-signers" for a bail bondsman.<sup>13</sup> Intercepted communications revealed that after separate incidents involving the arrests of **RASHADA ALLEN**, **RONALD DAVIS**, **TERRY DAVIS**, **RAYMOND MACK**, **SHAAMEL SPENCER**, and others, members of the conspiracy worked with **DERRY** to

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<sup>13</sup> Conclusions in this Affidavit regarding the illicit source of funds, unless otherwise noted, are based upon checks of employment records from the New Jersey Department of Labor, which indicate that - with few exceptions (principally the female couriers used by **MYKAL DERRY** and **TRYONE ELLIS** to launder illicit proceeds and obtain rental vehicles) - almost all of the charged co-conspirators have no state employment records during the period of interception from October 2, 2012 through the present, and in many cases for a significant prior period. Surveillance over a period of several months has confirmed these record checks.

arrange for bond, often using **P.J.L.**, a bail bondsman and heroin customer of **DERRY**.

67. On February 10, 2013, intercepted communications over Derry Phone 8 revealed the planning of what Case Agents later determined was the murder of Dirty Block rival Tyquinn James, by **MYKAL DERRY** and **MALIK DERRY**. Throughout the preceding months, intercepted communications revealed **MYKAL's** efforts to mentor and direct **MALIK's** drug trafficking activities, while limiting his younger brother's efforts at obtaining and using handguns. However, on January 23, 2013, **MYKAL** and **SAEED ZAFFA** discussed **MALIK's** lack of effort and success at drug trafficking, along with his apparent penchant for violence. **MYKAL** opined that he would instruct **MALIK** to focus on either drug trafficking or on violence on behalf of Dirty Block. Further, **MYKAL** said that if he were not making so much money at drug trafficking himself, he too would focus on the violence. Based on intercepted communications, and surveillance video, **MYKAL DERRY** and **MALIK DERRY** were arrested on February 11, 2013 by the ACPO for the murder of Tyquinn James. The ACPO then executed search warrants on three residences and later one vehicle used by **MYKAL** and **MALIK**. Specifically, the residence of **KIMBERLY SPELLMAN**, who was with **MYKAL** immediately after the murder, the residence of **S.B.**, where both **MYKAL** and **MALIK** spent the night after the murder, the primary "trap house" used by **MYKAL** and **MALIK** to distribute heroin and where **MALIK** went immediately after the murder, and a rental vehicle **MYKAL** was using around the time of the murder, including during a drug transaction approximately 20 minutes prior to the murder. During the execution of these search warrants ACPO recovered a handgun matching the caliber weapon used to murder James (.380), a bicycle and clothing matching in appearance those observed on surveillance video of the murder, 18 bricks of heroin, and a large quantity of drug packaging materials.

68. Prior to the murder of James, intercepted communications revealed that another Dirty Block rival had been released from prison, and was possibly being targeted by **MYKAL DERRY** and **SHAAMEL SPENCER**. Further, **SPENCER** had received paperwork regarding his indictment in

Atlantic County for his October 30, 2012 arrest while in possession of a firearm, and had indicated that he was going to go on a shooting spree prior to his pending incarceration. Based on this information, a federal arrest warrant was obtained for **SPENCER** for his violation of Title 18, United States Code, Section 922(g)(1) (possession of a firearm and ammunition by a convicted felon), based on his arrest on October 30, 2012. On February 12, 2013, **SPENCER** was arrested at his residence and a federal search warrant was executed. Located in the residence was approximately \$4,500 in U.S. currency in small denominations, a 9mm semi-automatic handgun, and approximately 44 rounds of 9mm ammunition.

69. In November 2012, court authorized interception of wire and electronic communications was initiated over a telephone number used by **TYRONE ELLIS, DERRY's** one time heroin supplier and connect to heroin suppliers in Paterson, New Jersey. Between November 2012, and February 2013, **ELLIS** changed telephones or telephone numbers at least five times. Intercepted communications confirmed that **ELLIS** possessed and used multiple telephones in the same time frame, and that the use of multiple and changing facilities was an effort by **ELLIS** to avoid electronic surveillance by law enforcement.

70. Intercepted communications, physical surveillance and information received from confidential sources confirmed **ELLIS'** primary heroin suppliers were **M.T.** and **M.F.** in Paterson, New Jersey. During intercepted communications, it was also learned that **ELLIS** had several other suppliers of heroin and cocaine, based in Newark, New Jersey, and Philadelphia, Pennsylvania. **ELLIS** discussed with a supplier (and surveillance confirmed), that at times he travelled approximately six times a month to acquire up to 70 bricks of heroin per trip. Intercepted communications revealed that **ELLIS'** profit margin provided him with up to \$20,000 of income per month. **ELLIS** used multiple females, including **LATASHA CHERRY, RAYSHEL STRONG, TIARRAH TURNER,** and others, as paid couriers who drove him to meet with suppliers and acquire heroin, while drawing less attention from law enforcement. **ELLIS** has stated that **M.T.** and **M.F.** "fronted" half

of the heroin purchased, collecting the remaining proceeds at a later date. **ELLIS** then delivered the heroin and cocaine to a small group of trusted distributors. **ELLIS** used **RAYSELL STRONG** and **FRANKLIN SIMMS** as his primary heroin distributors. **ELLIS** stored the bulk of his heroin and the proceeds from the sale of heroin at their residences. **ELLIS** also used them to meet with, supply heroin to, and/or collect proceeds from the sale of heroin from lower level heroin distributors including **WANDA BISHOP**, **JEFFREY HARVEY**, and **RONALD JOHNSON**. Most recently, **ELLIS** used **SIMMS'** Atlantic City residence as his primary heroin packaging, storage, and distribution location. After the heroin was distributed, **ELLIS** checked regularly with **BISHOP**, **HARVEY**, **JOHNSON** and **SIMMS** to receive reports regarding the heroin's reported quality and the amount of proceeds collected. **ELLIS**, who is a fugitive, resides in Vineland, New Jersey, with **LATASHA CHERRY**, at a residence that he believes is unknown to law enforcement, bail bondsmen and bounty hunters, who were actively seeking him, apparently due to his violation of the conditions of his parole. **CHERRY** assisted **ELLIS** in storing and laundering the proceeds from the sale of heroin through the use of pre-paid credit cards in her name, by registering **ELLIS'** vehicles in her name, by renting vehicles for **ELLIS'** use in conducting drug trafficking, and by acting as a courier, driving **ELLIS** to acquire heroin from suppliers. This was done in order to conceal **ELLIS'** involvement in criminal activity and to avoid detection by law enforcement.

71. Intercepted communications also revealed that **ELLIS** was in possession of multiple handguns, at least two of which were purchased through a transaction facilitated by **FRANKLIN SIMMS**. **ELLIS**, **SIMMS**, and their associates have discussed purchasing and trafficking in handguns from associates in North Carolina and Georgia.

#### **PROBABLE CAUSE**

72. On October 2, 2012, at approximately 9:56 p.m., an incoming call was received over Derry Phone 7 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**, a/k/a "**Black.**" During the conversation **DERRY** said, "As a matter of fact, I

got a ride right here, you heard, I'm about to come there. What you wanted, two (bricks of heroin)?"<sup>14</sup> **DAVIS** said, "I need three (bricks of heroin)." **DERRY** said, "Three?" **DAVIS** said, "What (price) you gonna give me them for?" **DERRY** said, "I'm a holla (call) at you." **DERRY** was at the Showboat casino in Atlantic City, and subsequent intercepted communications revealed that **DERRY** had arranged for **RASHADA ALLEN** to bring him heroin and drive him to **DAVIS**' location. At approximately 10:29 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 856-676-9857, wherein **DERRY** had a conversation with **DAVIS**. During the conversation **DERRY** said, "Yo, be on the porch, you heard." **DAVIS** said, "Yo, give me a second, I'm about to put my clothes, I just got out the shower . . . I'm about to come downstairs now." It is believed, based on analysis of this and subsequent intercepted conversations, that **DERRY** met with **DAVIS** and supplied him with three bricks of heroin. Physical surveillance of meetings related to intercepted communications revealed that **DERRY** used **ALLEN's** residence to store and distribute heroin. (Telephone number 856-676-9857 is subscribed to a fictitious name. **RONALD DAVIS** was identified as the user on October 6, 2012 after he was arrested by ACPD and provided his true name to **DERRY** during an intercepted conversation in order for **DERRY** to arrange for bond money for his release, paragraph 86.)

73. On October 3, 2012, at approximately 9:02 a.m., a text message was sent from Derry Phone 7 to telephone number 609-432-1334, that read, [ Yo wen u cum leave that work n the stash n the car make sure u put it there then cum up bring me a mild n u already no ]. Your Affiant knows that "work" refers to illegal drugs, and it is believed that **MYKAL DERRY** was referring to a "stash" as a hidden compartment in **AMBRIN QURESHI's** vehicle, used to secrete illegal drugs. Based on numerous subsequent intercepted communications and

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<sup>14</sup> Where a precise quantity of narcotics is provided, the quantity and type of package was determined based on the context of the statement in the conversation, surveillance, controlled purchases of narcotics, and the agents' familiarity with prior transactions by particular individuals and the typical quantities of narcotics involved in those transactions.

physical surveillance of related meetings, it was determined that **QURESHI** acted as a courier for **DERRY** transporting heroin and proceeds from the sale of heroin. (Telephone number 609-432-1334 is subscribed to **QURESHI**, and she was identified as the user through physical surveillance of meetings related to intercepted communications. Further, **QURESHI** was observed and photographed numerous times throughout the investigation using her vehicle, a silver 2009 Toyota Camry with New Jersey license plate H94-ARW,<sup>15</sup> to conduct drug trafficking.)

74. On October 3, 2012, at approximately 1:09 an incoming call was received over Derry Phone 7 from telephone number 609-373-9384, wherein **MYKAL DERRY** had a conversation with **KASAN HAYES**. During the conversation **DERRY** said, "Oh yeah, I had a 'B' sale (brick or bundle of heroin) for you." **HAYES** said, "Oh man, I ain't even down that way, Beyah (**AREE TOULSON**) down that way . . . he got that shit too . . . that pound (handgun)." **DERRY** said, "Oh, he went and got it?" **HAYES** said, "Yeah, He just, he need some babies (ammunition) for that shit." **DERRY** said, "What is it a four (.40 caliber) or a three-five (.357 caliber)?" **HAYES** said, "Three-five, that big ass, that shit long as hell." **DERRY** said, "Alright, I'm a get him some." **DERRY** was telling **HAYES** that he had a customer for **HAYES** who wanted a quantity of heroin delivered. **HAYES** was a "runner" who delivered heroin on behalf of **DERRY**. Further, **HAYES** informed **DERRY** that **TOULSON** had acquired a .357 caliber handgun, and **DERRY** said he would provide ammunition. (Telephone number 609-373-9384 is subscribed to an individual at an address associated with **HAYES**. **HAYES** was identified as the user by physical surveillance of meetings related to intercepted conversations.)

75. On October 3, 2012, at approximately 11:10 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-224-3939, wherein **MYKAL DERRY** had a conversation with **JODI BROWN**,

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<sup>15</sup> New Jersey H94-ARW is registered to an individual with the last name "Qureshi," with an address in Atlantic City, New Jersey. Surveillance units have observed and photographed **AMBRIN QURESHI** driving the vehicle, and parking at that address.

**a/k/a "Muslimah."** During the conversation **BROWN** said, "Alright, what's up babe, I'm done (sold out of heroin), uh, you wanna, uh, come and drop me (deliver more heroin), or just start up wait'n for tomorrow when we start again?" **DERRY** said, "No, I'm gonna come see you (and resupply her with heroin)." Physical surveillance of meetings related to intercepted communications revealed that **DERRY** and other members of the conspiracy used **BROWN's** residence inside Stanley Holmes to store and distribute heroin. Further, when **DERRY** was unavailable to conduct the drug trafficking himself, he sent numerous individuals to **BROWN's** residence to conduct drug trafficking with **BROWN**. (Telephone number 609-224-3939 is subscribed to **BROWN**, and she was identified as the user by extensive use of her documented alias during intercepted communications, and through numerous meetings at her listed residence.)

76. On October 4, 2012, at approximately 12:37 a.m., an incoming call was received over Derry Phone 7 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **DAVIS** said, "Yo, call Mu (**JODI BROWN**) right now bro, tell her." **DERRY** said, "Knock on the door, give her the phone, no, just give her the phone." Subsequently, **DAVIS** handed the telephone to **BROWN**, who then had a conversation with **DERRY**. **DERRY** said, "Yo, give him one of those things, he about to give you one-nine (\$190), for me." **BROWN** said, "A whole one?" **DERRY** said, "Mu, you heard me?" **BROWN** said, "Okay, I heard you, I heard." Based on the investigation, including numerous intercepted communications in conjunction with physical surveillance, and confidential source reporting, it was learned that **DERRY** stored heroin at **BROWN's** residence, and that **BROWN** distributed heroin to **DERRY's** customers and associates such as **DAVIS**.

77. On October 4, 2012, at approximately 7:50 a.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ Did u knock off the last three I gave you ]. At approximately 9:06 a.m., a text message was sent from Derry Phone 7 to Ellis Phone 1, that read, [ Nah but i got u tho ]. **MYKAL DERRY** was telling **TYRONE**

**ELLIS** that while he had not yet sold the last three bricks of heroin that **ELLIS** supplied him with, he already had the proceeds to pay for them. Based on the investigation, including subsequent intercepted communications leading to court authorized interception of communications over Ellis Phone 1, it was learned that **TYRONE ELLIS** initially supplied **MYKAL DERRY** with heroin, including by taking **DERRY's** funds to Patterson, New Jersey, to purchase heroin from **M.T.** and **M.F.** on behalf of **DERRY**. Because **ELLIS** acquired higher quantities of heroin than **DERRY**, he also supplied **DERRY** with heroin from his own supply when **DERRY** completely sold out.

78. On October 4, 2012, at approximately 6:40 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-432-1334, wherein **MYKAL DERRY** had a conversation with **AMBRIN QURESHI**. During the conversation **DERRY** said, "Shit, you ready to take that ride (from Atlantic City to Paterson, New Jersey)?" **QURESHI** said, "Um, you get, I want my money up front." **QURESHI** was telling **DERRY** that she wanted to be paid prior to driving with **TYRONE ELLIS** in her vehicle to acquire more heroin. Further, it is believed that **DERRY** had received a supply of heroin on October 3, 2012, had already sold all of his supply, and needed **QURESHI** to travel and acquire more.

79. On October 4, 2012, at approximately 6:41 p.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **DERRY** said, "Yo, she (**QURESHI**) 'bout to come around there, you heard." **ELLIS** then asked **DERRY** if **ELLIS** could speak with **QURESHI** to give her a "pep talk." **DERRY** said, "Hell no nigga, tryin' to give that bitch my bread (money), she 'bout to come get ya." **ELLIS** was asking **DERRY** if he could speak with **QURESHI**, who **DERRY** was providing to **ELLIS** as a courier to travel to Paterson, New Jersey to acquire heroin. **QURESHI** and **ELLIS** made the trip prior to this conversation, however **QURESHI's** actions, such as stopping for gas during the trip, appeared to concern **ELLIS**. At approximately 6:47 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ What you grabin ]. At approximately 6:48 p.m., a text message was sent from Derry Phone 7 to

Ellis Phone 1, that read, [ 20 ]. **ELLIS** was inquiring how much heroin **DERRY** was going to purchase. **DERRY** responded that he was sending **QURESHI** with enough money to purchase 20 bricks of heroin.

80. On October 4, 2012, at approximately 7:01 p.m., a text message was received over Derry Phone 7 from telephone number 609-432-1334, that read, [ With Rome ]. **AMBRIN QURESHI** was telling **MYKAL DERRY** that she met with **TYRONE ELLIS, a/k/a "Rome,"** and picked him up in her vehicle. Between 8:00 p.m. and 8:47 p.m., a series of intercepted communications between Derry Phone 7 and Ellis Phone 1 confirmed that **QURESHI** travelled with **ELLIS** to Paterson, New Jersey to acquire heroin. At approximately 9:44 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ its all total recall ]. At approximately 9:46 p.m., another text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ That shit good though ]. Through numerous intercepted communications and a controlled drug buy it was learned that "Total Recall" was a popular heroin stamp. On October 5, 2012, at approximately 12:46 a.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-432-1334, wherein **DERRY** had a conversation with **QURESHI**. During the conversation **DERRY** said, "Where you at?" **QURESHI** said, "In the car with Rome (**ELLIS**) . . . about to drop him off to his car." **QURESHI** and **ELLIS** arrived back in Atlantic City in **QURESHI**'s vehicle, and **QURESHI** was going to drop **ELLIS** off before meeting with **DERRY**.

81. On October 5, 2012, at approximately 2:54 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON, a/k/a "Gator."** During the conversation **BOSTON** said, "I need four (bundles of heroin), what is it, Total Recall (heroin stamp)?" **DERRY** said, "It's Louie (heroin stamp), you got the Louie right? Oh, he got Uptown (heroin stamp)." **BOSTON** said, "Ah, I don't know if they (heroin customers) want Uptown . . . they want Total Recall." **DERRY** said, "Yeah, I got that, but I'm waitin' for her man, but I'm trying to tell you my man, it's the same thing man. . ." **BOSTON** said, "I know it's the same thing, but these niggas get, it on stamps man." **DERRY**

supplied **BOSTON** with heroin packaged for resale and stamped with "brand" names. **BOSTON** was telling **DERRY** that heroin customers use the stamps, and prior knowledge of quality and quantity of previous purchases of related stamps, to make purchase decisions. At times throughout the investigation, **BOSTON** was intercepted and observed acquiring heroin from **DERRY** and conducting drug sales seven days a week. **BOSTON** contacted **DERRY** numerous times throughout the day and arranged meetings in and around Stanley Holmes to conduct drug transactions, while working to avoid the police and known surveillance camera locations. (At the time of the writing of this Affidavit, subscriber information for telephone number 609-816-0366 has been requested although not yet received. **BOSTON** was identified as the user through physical surveillance of meetings related to intercepted communications.)

82. On October 5, 2012, at approximately 3:07 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-373-9384, wherein **MYKAL DERRY** had a conversation with **KASAN HAYES**. During the conversation **HAYES** said, "Hey yo, where you at, in the hood (Stanley Holmes)?" **DERRY** said, "Yeah." **HAYES** said, "Alright, I'm 'bout to come through there, I need one (quantity of heroin)." **DERRY** said, "Alright." **HAYES** was selling heroin in the area adjacent to Stanley Holmes, and was telling **DERRY** he was coming into Stanley Holmes to acquire more heroin.

83. On October 5, 2012, at approximately 4:30 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-225-2502, wherein **MYKAL DERRY** had a conversation with **LAMAR MACON**, a/k/a "**Gunner**." During the conversation **MACON** said, "It's flow (heroin customers) out here bro." **DERRY** said, "I got some flow in it for me right in the face, right now." **MACON** said, "I need two joints (bricks of heroin)." **DERRY** said, "Yo, I'm right here, you heard." Your Affiant knows that the term "flow" is a reference to drug customers. **MACON** distributed heroin for **DERRY** in and around Stanley Holmes. **DERRY** was telling **MACON** that he himself had heroin customers in front of him. After **MACON** ordered a quantity of heroin, **DERRY** told him that

he was "right here," in Stanley Holmes. At approximately 8:06 p.m., **DERRY** had a conversation with an Unknown Female ("UF"). During the conversation UF said, "I need some soft (cocaine)." **DERRY** said, "They (Dirty Block dealers) around there in the village (Stanley Holmes)." UF said, "Yeah but is there anybody that you can recommend, is there anybody you fuck (conduct drug activity) with?" **DERRY** said, "Yeah they out there, all them little niggas." UF said, "Give me a name so I, I know who I'm asking for." **DERRY** said, "Ask for Gunner." **DERRY** was telling UF that any of the individuals selling drugs in Stanley Holmes would be associated with him as Dirty Block controls the drug trafficking in Stanley Holmes. **DERRY** then provided the nickname known by your Affiant to be used by **MACON** as a person who would sell UF cocaine.

84. On October 5, 2012, at approximately 8:11 p.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **ELLIS** said, "Yeah, they lovin' the Total (heroin stamp), you heard." **DERRY** said, "Oh, the Total bringing it (drug customers) back?" **ELLIS** said, "Hell yeah, fuck that Uptown (previous heroin stamp) shit." Later in the conversation, **DERRY** said, "I got five (bricks of heroin) left, nigga." **ELLIS** said, "I got sixty (bricks of heroin)." **DERRY** said, "Well I'm about to run through that." **DERRY** and **ELLIS** were discussing the quality of different heroin supplies with different stamps. **DERRY** and **ELLIS** were re-supplied approximately 24 hours prior to this conversation, and **DERRY** was telling **ELLIS** that **DERRY** would be sold out of heroin in a short period of time, at which point **DERRY** would start to sell **ELLIS'** remaining 60 bricks.

85. On October 6, 2012, at approximately 10:14 a.m., an incoming call was received over Derry Phone 7 from telephone number 609-957-9489, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN, a/k/a "Geez."** During the conversation **ALLEN** said, "Yeah, you heard from Black (**RONALD DAVIS**)? . . . he went to go meet some flow (drug customer)." **DERRY** said, "No, I didn't hear from that nigga, I know he

was supposed to cop something (heroin) from me."<sup>16</sup> **DERRY** and **ALLEN** then discussed the October 5, 2012 arrest of D.M., a/k/a "Husk," a Dirty Block associate who was being supplied heroin by a Trenton, New Jersey supplier and Bloods gang member. **ALLEN** said, "Hell yeah, he got bagged (arrested) with some work (drugs) . . . when you go there (Atlantic County jail) tell that nigga (D.M.) I need that phone, I need that work (stored drugs), and tell him he gotta call that nigga (D.M.'s uncle) tell him to give me that blick (handgun), and what's poppin' with that spot (D.M.'s apartment)." **DERRY** said, "Everything, we's need that." It was learned, through this and other intercepted communications, including recorded conversations between D.M. and **ALLEN**, that **ALLEN** wanted to take possession of the phone D.M. had been using to conduct drug trafficking, in addition to D.M.'s drugs, handgun, and recently acquired location for drug trafficking. These and other conversations revealed that **DERRY**, **ALLEN**, **DAVIS**, and other members of the conspiracy, worked together to attempt to acquire heroin suppliers and customers (D.M.'s phone), to use heroin storage and distribution locations (D.M.'s apartment) and resources to protect their activities (handgun). (Telephone number 609-957-9489 is subscribed to a fictitious name. **ALLEN** was identified as the user of this and four other telephone numbers used throughout the investigation, through physical surveillance of meetings related to intercepted communications.)

86. On October 6, 2012, at approximately 10:34 a.m., an incoming call was received on Derry Phone 7 from telephone number 609-909-2715, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**, a/k/a "**Black**," who was calling from the Atlantic County jail. During the conversation **DAVIS** said, "Yo I need you to come get me bro." **DERRY** said, "Hey yo, damn bro, how much your bail?" After **DAVIS** advised of his bail amount, and the circumstances of his arrest, **DERRY** agreed to assist with **DAVIS'** bond. **DERRY** said, "Alright I'm about to

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<sup>16</sup> **DAVIS**, a/k/a "**Black**," was arrested by ACPD for an outstanding warrant on October 6, 2012, at approximately 3:00 a.m., and was found to be in possession of a quantity of cocaine.

jump on that you heard, what's your real name, Ronald right?" **DAVIS** said, "Yeah, Davis." **DERRY** said, "Hey Black, yo, don't be all shook in the County dog, you heard. . . we (Dirty Block) got a name in there, you heard." **DERRY** was telling **DAVIS** that Dirty Block has status in the Atlantic County jail, and to use it to his advantage.

87. On October 6, 2012, at approximately 10:48 a.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **DERRY** said, "Hell yeah, this shit (drug sales) poppin', you heard? And I'm all out (of heroin)." **ELLIS** said, "And you all out? Oh, I got you (will supply more heroin), see you in like twenty (minutes) you heard." Based on intercepted communications, it was learned that **DERRY** and **ELLIS** have generally separate customer bases and drug storage locations, but cooperate in sharing supply, however **DERRY** was out of heroin, and was going to start to purchase from **ELLIS'** supply. At approximately 12:53 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-334-9873, wherein **DERRY** had a conversation with **RAYMOND MACK**. During the conversation **MACK** said, "You better come on the ave (an avenue in Atlantic City) nigga." **DERRY** said, "I know, I'm about to go get some work (heroin)." **MACK** said, "Well hurry up, this shit, like they (drug customers) lined up waitin' bro." **MACK** was selling heroin to customers on a busy Atlantic City street, and was telling **DERRY** that the customers were waiting. **DERRY** was out of heroin and was arranging to be re-supplied by **ELLIS**. (Telephone number 609-334-9873 is a pre-paid cellular phone with no subscriber information. **MACK** was identified as the user through the use of his known alias and the content of conversations surrounding his arrest at the scene of his brother's shooting on December 17, 2012.) At approximately 1:31 p.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **DERRY** had a conversation with **ELLIS**. During the conversation **DERRY** said, "Yo, these mother fuckers (drug dealers/**MACK**) getting' on my nerves my nigga, you heard?" **ELLIS** said, "I'm ready for you (has heroin ready) I'm doin' two hundred (\$200) with everything on me."

**ELLIS** was prepared to resupply **DERRY**, and was telling **DERRY** that he was selling his remaining bricks of heroin for \$200 each. At approximately 4:26 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-334-8305, wherein **DERRY** had a conversation with **IBN ABDULLAH**. During the conversation **ABDULLAH** said, "Hey yo, um, you got a whole joint (brick of heroin) on you?" **DERRY** said, "Yeah." **ABDULLAH** said, "What's the count (price) on that?" **DERRY** said, "Two (\$200) . . . I could have went lower (price) but I had run out so I'm going through somebody else's (**ELLIS'**) and the nigga charge me, know what I'm sayin', I'm tryin' to get my cut off this shit." **ABDULLAH** said, "Alright, fuck it, its for the white boy anyway." **DERRY** was charging **ABDULLAH** a higher price for a brick of heroin than he normally did because **DERRY** had sold out of his own supply and was then selling **ELLIS'** supply. (Telephone number 609-334-8305 is subscribed to an individual with the last name "Abdull." **IBN ABDULLAH** was identified as the user through physical surveillance of controlled drug buys using a confidential source on January 18, 2013 (when **ABDULLAH** provided the number to the source while the source was making a purchase from other individuals) and on January 31, 2013 (when the source used the number provided by **ABDULLAH** to make a purchase).)

88. On October 6, 2012, at approximately 9:10 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-334-8305, wherein **MYKAL DERRY** had a conversation with **IBN ABDULLAH**. During the conversation **DERRY** said, "Yo you got a pound (handgun) for uh, we 'bout to move out, you heard, you got somthin' for Poppi-what-you-need (**DOMINIQUE VENABLE**)?" **ABDULLAH** said, "I'm about to go somewhere, and I'm takin' that joint (handgun) with me." **DERRY** said, "Hey yo, other one, none around? Ain't Bam' two get tookin'?" Dirty Block associate Jermaine Reynolds, a/k/a "Bam," recently had two handguns seized by ACPD. **DERRY** said, "It's just me, Dirt (Derreck Mack), Buck (**SHAAMEL SPENCER**), Poppi-what-you-need (**VENABLE**)."  
**ABDULLAH** said, "I'm goin' somewhere, so I need, I'm stickin' my shit . . . ." **DERRY** was asking **ABDULLAH** if he could supply a handgun to **VENABLE**. Through previous

intercepted communications it was learned that **DERRY** had just received information from **TYRONE ELLIS** regarding suspicious individuals and a vehicle at Stanley Holmes. **ABDULLAH** informed **DERRY** that he was in possession of a handgun, but had plans and was taking his handgun with him.

89. On October 7, 2012, at approximately 12:15 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-373-9384, wherein **MYKAL DERRY** had a conversation with **KASAN HAYES**. During the conversation **HAYES** said, "I'm right here in the back porch (of **DERRY's** "trap house"), I need a loose one (bundle of heroin)." **DERRY** said, "Where Geez (**KAMAL ALLEN**) at?" **HAYES** said, "I don't know, I'm out here by myself." **DERRY** said, "Geez out there." **HAYES** said, "No he's not, ain't nobody (Dirty Block) out here." **DERRY** said, "Alright." Based upon prior references to the "back porch," which was known to be a reference to the back porch of the residence of **JODI BROWN** during this period in the investigation, **HAYES** was at 238 Rosemont Place, **BROWN's** residence where **DERRY** stored and distributed heroin. **HAYES** informed **DERRY** that he needed heroin, and **DERRY** referred **HAYES** to **ALLEN**. Subsequent intercepted communications between **DERRY** and other heroin distributors and customers confirmed that **DERRY** was on his way to Stanley Holmes to conduct drug transactions.

90. On October 7, 2012, at approximately 12:54 p.m., a text message was sent from Derry Phone 7 to Ellis Phone 1, that read, [ Yo paid u 4 5 rite ]. At approximately 1:34 p.m., an incoming text message was received over Derry Phone 7 from Ellis Phone 1 that read, [ No 4 ]. **MYKAL DERRY** was asking **ELLIS** if **DERRY** had already paid for five bricks of previously supplied heroin. At approximately 2:42 p.m., a text message was sent from Derry Phone 7 to Ellis Phone 1 that read, [ U ready 4 me ]. At approximately 2:46 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ Yea ]. At approximately 2:48 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ Yea you hit me for four off of eight then I gave u five ]. **ELLIS** and **DERRY** were further

discussing how many bricks of heroin **ELLIS** supplied to **DERRY**, and how many **DERRY** had paid for. On October 7, 2012, at approximately 9:16 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ Nah its 75 not 60 5 is 825 u gave me 750 ]. **ELLIS** was telling **DERRY** that **DERRY** did not pay enough money for bricks of heroin. Specifically, five bricks of heroin at \$165 per brick is \$825, and **DERRY** only paid **ELLIS** \$750.

91. On October 7, 2012, at approximately 2:27 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-992-4272, wherein **MYKAL DERRY** had a conversation with C.G. During the conversation, **DERRY** said, "Hey yo, I got my fucking eye on you, fucking bitch, and yo, who that nigga with the all black (clothing) on?" C.G. said, "Man, that's Crash (**KAREEM YOUNG**), man." **DERRY** said, "Man, that's Crash, man?" C.G. said, "Yeah." **DERRY** said, "Crash owe dough." **DERRY** was telling C.G., a Dirty Block associate, that **YOUNG** owed money ("dough") to **DERRY** for previously supplied heroin.

92. On October 7, 2012, at approximately 11:19 p.m., an incoming call was received over Derry Phone 7 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **DAVIS** said, "Hey yo, you busting that move (acquiring more heroin) tonight?" **DERRY** said, 'Nah, probably tomorrow." **DAVIS** said, "Alright, 'cause I told you I got to get one (brick of heroin), you know I really need . . ." **DERRY** was sold out of heroin and was telling **DAVIS**, one of his distributors, that he would be re-supplied in the morning.

93. On October 8, 2012, at approximately 1:27 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-328-8019, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DERRY** said, "What's up with it?" **DUNCAN** said, "Five joints (bricks of heroin), that's what's up." **DERRY** said, "Hold on, let me hit you right back." At approximately 1:28 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-328-8019, wherein **DERRY** had another conversation with **DUNCAN**, a/k/a "**Qua.**" During the conversation **DUNCAN** said, "I'm kind of running out

(of heroin previously supplied by **DERRY**), I'm almost out." **DERRY** said, "Alright, I got you my nigga, I'm a come talk to you when I come holla (deliver more heroin) too, you know what I'm sayin', so that way you be able to get more (heroin), sending your bread (money) through . . . that's the reason I go one-eighty (\$180 per brick of heroin) with you because I need my point (profit margin) you feel me . . . then if you send your paper (money) through, you gonna get it a little less (lower price) and you get more, feel me." **DERRY** was recruiting **DUNCAN** to sell **DERRY's** heroin by pooling his proceeds from the sale of the heroin with **DERRY's** proceeds when **DERRY** purchases his supply. (**DUNCAN** was identified later in the investigation when he provided his telephone number to a confidential source for the purpose of conducting drug trafficking.)

94. On October 8, 2012, at approximately 4:23 p.m., a text message was sent from Derry Phone 7 to Ellis Phone 1, that read, [ Amber on her way tell the brother try to make it all toatal n if u gone go n her shit let me hold ur wheel ]. At approximately 4:32 p.m., a text message was received over Derry Phone 7 from Ellis Phone 1, that read, [ She got to wait for a hour I got to grab my bread ]. **DERRY** was telling **ELLIS** that **QURESHI** was ready to act as a courier, and to tell the heroin supplier that **DERRY** wanted heroin stamped with "Total Recall." Further, **ELLIS** was telling **DERRY** that **ELLIS** did not have his money ("bread") yet, which was needed to purchase more, or pay for previously obtained heroin.

95. On October 8, 2012, intercepted communications over Derry Phone 7 revealed numerous unsuccessful attempted outgoing calls to Ellis Phone 1, including a text message sent at approximately 5:59 p.m., from Derry Phone 7 to Ellis Phone 1, that read, [ Yo u not goin? Wats up wit the brother ]. **MYKAL DERRY** was asking **TYRONE ELLIS** if **M.T.** ("the brother") was ready to supply heroin. At approximately 6:01 p.m., a text message was sent from Derry Phone 7 to telephone number 862-668-5391, that read, [ Wats up wit it? That thing still toatal ]. After receiving no response from **ELLIS**, **DERRY** sent a text message directly to **M.T.** asking what stamp was on **M.T.'s** heroin. At

approximately 6:07 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 862-668-5391, wherein **DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "What's good with Ali (**ELLIS**), he good?" **DERRY** said, "That's what I'm tryin' find out, keep askin' nigga, did he holla at (call) you yet, like shit in the way man . . . did he holla at you?" **M.T.** said, "Yeah, I talked to him (**ELLIS**) last night, he said he gonna, um, get things (money) together and come up today (to be supplied with heroin) . . . did you just call him?" **DERRY** said, "Yeah, it ain't pickin' up my nigga, I don't know, but see I don't think he was really ready, but he was just tryin' to go anyway, you feel me. . . because I be helpin' him go through his joint (selling **ELLIS**' heroin), 'cause he can't really move around, so I help him burn his down, you heard." **M.T.** said, "Yeah, alright, I'm a text you insha' Allah, alright." **DERRY** contacted **M.T.** and was explaining that **ELLIS** (often referred to as "Ali" or "'Li" by **M.T.**) was not answering attempted calls, which **DERRY** believed was because **ELLIS** had not sold out of his own heroin supply yet, and therefore did not need to travel. Further, **DERRY** was willing to drive up to meet with **M.T.** to be resupplied with more heroin. At approximately 6:10 p.m., a text message was received over Derry Phone 7 from telephone number 862-668-5391, that read, [ Lokk.. I have that official... we gd.. know that.... ]. At approximately 6:12 p.m., a text message was sent from Derry Phone 7 to telephone number 862-668-5391, that read, [ Rd i need a quick 20 im bout to jump on the road cuz my ride b on sum b.s... He not pikn up ]. At approximately 6:13 p.m., a text message was received over Derry Phone 7 from telephone number 862-662-5391, that read, [ oh ok cool.. ill be waiting 4 u bra ]. At approximately 6:14 p.m., a text message was sent from Derry Phone 7 to telephone number 862-662-5391, that read, [ Ard say no more ima hit u wen im passing exit 100 ]. **DERRY** was planning to drive from Atlantic City to Paterson, New Jersey, to meet with **M.T.** and acquire 20 bricks of heroin. Further, **DERRY** referred to the amount as a "quick 20," due to the fact that when **DERRY** and **ELLIS** went in together, they acquired a larger quantity of heroin, which took a longer period of time to sell.

96. On October 8, 2012, at approximately 6:24 p.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **ELLIS** said, "Hey yo, it'll (**ELLIS'** money) be there at like seven-thirty, you heard?" **ELLIS** still did not have his money, and was telling **DERRY** he would not have the money until 7:30 p.m. At approximately 6:30 p.m., a text message was sent from Derry Phone 7 to telephone number 862-668-5391, that read, [ I jus talk to the brother he bout to cum holla ]. **DERRY** was telling **M.T.** that he just spoke to **ELLIS**, and that **ELLIS** was going to travel to Paterson.

97. On October 8, 2012, after a series of intercepted communications revealed that **AMBRIN QURESHI** was going to meet with **MYKAL DERRY** and/or **TYRONE ELLIS** in order to travel to Paterson, New Jersey, at approximately 7:49 p.m., a text message was received over Derry Phone 7 from telephone number 609-432-1334, that read, [ Out front by the wall ]. At approximately 7:50 p.m., surveillance units observed a silver Toyota Camry bearing New Jersey license plate H94-ARW,<sup>17</sup> known to the investigation to be used by **QURESHI**, parked on Kentucky Avenue, at the first village of Stanley Holmes. Approximately five minutes later, the Toyota turned northbound on Dr. Martin Luther King Boulevard towards Route 30, where surveillance was terminated.

98. On October 9, 2012, at approximately 9:44 a.m., an incoming call was received over Derry Phone 7 from telephone number 609-442-5639, wherein **MYKAL DERRY** had a conversation with **A.B.** During the conversation **A.B.** said, "Uh yeah, you straight (have heroin)?" **DERRY** said, "Yeah." **A.B.** said, "Okay, what's the flavor (heroin stamp)?" **DERRY** said, "Uptown." **A.B.** said, "Okay, I'll probably run over and see you in a little bit." At approximately 11:06 a.m., an incoming call was received over Derry Phone 7 from telephone number 609-442-5639, wherein **DERRY** had another conversation with **A.B.** **DERRY** said, "You alright?" **A.B.** said, "Nah, I'm hurt, I got one-eighty (\$180) can

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<sup>17</sup> See supra note 15.

I owe you twenty dollars?" **DERRY** said, "Yeah, come on." Subsequent intercepted conversations revealed that **A.B.** sent a courier to meet with **DERRY** to conduct the drug transaction. Your Affiant knows, based on numerous intercepted communications, that "Uptown" was a heroin stamp that **DERRY** and **TYRONE ELLIS** acquired from **M.T.** (Telephone number 609-442-5639 is subscribed to a different name. **A.B.** was identified as the user through the frequent use of her true name ("Aunt Aud"), and physical surveillance of meetings related to intercepted conversations.)

99. On October 9, 2012, at approximately 10:15 a.m., an incoming call was received over Derry Phone 7 from telephone number 609-924-4789, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN, a/k/a "Geez."** During the conversation **DERRY** said, "Yeah, the nigga Rome (**ELLIS**), he came and hollered at (called) me late as hell last night." **ALLEN** said, "So is somthin' (heroin) around?" **DERRY** said, "Yeah." **ALLEN** said, "Alright, I'm a hit (call) you." **DERRY** was confirming with **ALLEN** that **ELLIS** had supplied **DERRY** with heroin, and **ALLEN** was going to acquire heroin from **DERRY** for distribution.

100. On October 9, 2012, at approximately 11:44 a.m., an incoming call was received over Derry Phone 7 from the Atlantic County jail, wherein **MYKAL DERRY** had a conversation with inmate Leonard Allen.<sup>18</sup> During the conversation **DERRY** said, "What's up with the mother fuckin' compact (compact handgun) my nigga, I give you a couple hundred right now . . . when you come home (released from prison) bro, it'll be somethin' real pretty and better for you (**DERRY** will provide another handgun). . . but only reason I askin' you, 'cause I need it, you feel me, I lost one of my joints (handguns) fuckin' with this little stupid nigga, you feel me." Allen confirmed that **RASHADA ALLEN, a/k/a "Rashada Lane"** (who is believed to have been involved in a romantic relationship with Allen and assumed his last name) was in possession of his handgun, and further told **DERRY** that the handgun had four rounds of ammunition in it. **DERRY** then placed an outgoing three-

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<sup>18</sup> Leonard Allen was incarcerated for a weapons violation during the time of this conversation.

way call to telephone number 609-334-7563, wherein Leonard Allen had a conversation with **RASHADA ALLEN**. During the conversation Leonard told **RASHADA ALLEN** to give "that shit (handgun)" to **DERRY** in exchange for a couple hundred dollars. **RASHADA ALLEN** said, ". . . yeah, I can go get it from my ma' house." Based on this conversation, Case Agents placed **RASHADA ALLEN's** mother's residence under physical surveillance. (Telephone number 609-334-7563 is subscribed to **ALLEN**, and she was confirmed as the user when she was arrested during an intercepted conversation, paragraph 102.)

101. On October 9, 2012, at approximately 12:15 p.m., a text message was sent from Derry Phone 7 to telephone number 609-813-5145, that read, [ I got a new jump off my devilish brother hahahahahahaha ]. At approximately 12:16 p.m., another text message was sent from Derry Phone 7 to telephone number 609-813-5145, that read, [ Compact 40 glock ]. At approximately 12:27 p.m., another text message was sent from Derry Phone 7 to telephone number 609-813-5145, that read, [ I need sum crayons ]. Your Affiant knows the phrase "jump-off" to refer to a firearm, and "crayons" to refer to rounds of ammunition. **DERRY** was telling **SHAAMEL SPENCER** that he purchased a .40 caliber Glock ("40 glock") handgun, and that he needed **SPENCER** to provide ammunition. (Telephone number 609-813-5145 was subscribed to **SPENCER**, and he was identified as the user through physical surveillance of meetings and events related to intercepted communications, including his arrest on October 30, 2012, during an intercepted conversation.)

102. On October 9, 2012, at approximately 1:20 p.m., surveillance units observed and photographed **RASHADA ALLEN** as she arrived at her mother's residence in a vehicle registered to her mother at that address. **ALLEN** entered the residence, and exited in a short period of time. She was observed and photographed carrying a jacket when she exited the residence and re-entered her vehicle. ACPD was advised as to the nature of the investigation and Case Agents' belief that **ALLEN** had retrieved a loaded handgun that was then believed to be inside **ALLEN's** vehicle and inside her jacket. Further, the handgun was going to be delivered to **MYKAL DERRY**. At

approximately 1:28 p.m., ACPD Detectives conducted a traffic stop of **ALLEN's** vehicle. Based on the information obtained from **DERRY's** and **ALLEN's** intercepted communications, surveillance of **ALLEN's** actions, and Case Agents' belief that **ALLEN** was in possession of the loaded handgun and that it was being delivered to **DERRY**, ACPD Detectives were instructed to search **ALLEN's** vehicle. At approximately 1:28 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-334-7563, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **ALLEN** said, "I got pulled over." **DERRY** said, "You got the joint (handgun) on you?" **ALLEN** said, "Yeah. . . they (police) searching the car." **DERRY** said, "Where you got it at?" **ALLEN** said, "In the jacket." **DERRY** said, "They find it?" **ALLEN** said, ". . . they in it, they found it." **ALLEN** could then be heard yelling, "No I don't, no don't have no gun in that car . . ." ACPD Detectives located a .40 caliber Glock model 27 (compact), serial number RNM453, loaded with four rounds of ammunition, inside the jacket **ALLEN** had retrieved from the residence. **ALLEN** was placed in custody and booked for possession of a handgun without permit. Subsequent intercepted communications revealed that **DERRY** provided **ALLEN's** bond money through heroin customer and bail bondsman **P.J.L.**

103. On October 9, 2012, at approximately 1:40 p.m., an outgoing call was placed from Derry Phone 7 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **DERRY** explained to **ELLIS** that **RASHADA ALLEN** had been arrested. **ELLIS** said, "She got bagged with the blick (**ALLEN** was arrested with the handgun)?" **DERRY** said, "Yeah man. . . hey bro, I just paid for that shit you heard my nigga." **DERRY** then described the handgun, a Glock .40 caliber semi-automatic. **ELLIS** said, ". . . I'm going to go grab three pieces (handguns), four-hundred a piece . . . glizzy (Glock), same ones, glizzy, four-hundred a piece, three of them." After **DERRY** informed **ELLIS** about his loss of a Glock handgun, **ELLIS** informed **DERRY** that he had plans to purchase three Glock handguns.

104. On October 9, 2012, at approximately 5:39 p.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-431-2633,

wherein **MYKAL DERRY** had a conversation with **AREE TOULSON, a/k/a "Beyah."** During the conversation **DERRY** said, "Man, I just lost eighteen-hundred (dollars) man. . . Shada (**RASHADA ALLEN**) got booked, you heard?" **TOULSON** said, "What'd she get booked for?" **DERRY** said, "Compact forty auti (.40 caliber semi-automatic)." **TOULSON** said, "Your shit?" **DERRY** said, "Word man (yes)." **TOULSON** said, "Damn bro, fuck, was she transporting that shit back over there?" **DERRY** said, "Yeah man, I'm gonna rape that bitch when she get out dog, watch . . . yeah, but I still got that one (handgun) waitin for you though bro." **TOULSON** said, "Yeah, I'm about to come get that, but yo, somebody probably ratted (informed police)." **DERRY** was telling **TOULSON** that he lost money by paying **ALLEN** for a handgun that was seized by ACPD, and for posting **ALLEN's** bond. (Telephone number 609-431-2633 is subscribed to **TOULSON**, and he was identified as the user through intercepted conversations and physical surveillance of related meetings.)

105. On October 9, 2012, at approximately 8:14 p.m., an incoming call was received over Derry Phone 7 from telephone number 609-298-0500, wherein **MYKAL DERRY** had a conversation with I.T., who was then an inmate at the Albert C. Wagner Youth Correctional Facility, in Bordentown, New Jersey. During the conversation I.T. and **DERRY** discussed **DERRY** and **KAMAL ALLEN** acquiring a quantity of marijuana to be smuggled into the facility within the week. Later in the conversation, **DERRY** informed I.T. of **RASHADA ALLEN's** arrest, **DERRY** said, "Bro, Shad (**ALLEN**) got caught with the blicky (handgun) my nigga. . . Yeah bro I just paid for that shit, she was bringin' it to me, forty auti compact glizzy (.40 caliber semi-automatic compact Glock)." **DERRY** said, ". . . oh yeah, you gotta take my new number down, 'cause I think they (law enforcement) was on this shit (Derry Phone 7), write this down . . ." **DERRY** then provided the telephone number for Derry Phone 8. (Telephone number 609-298-0500 is subscribed to the above referenced correctional facility. During intercepted communications, I.T.'s identity was learned through references to his family, and conversations regarding his transfer to

a "prison camp" that was later confirmed. Further, I.T. was using a telephone of the facility provided to him through a romantic relationship with an employee, who also assisted I.T. in smuggling drugs into the facility.)

106. On October 9, 2012, at approximately 10:42 p.m., a text message was sent from Derry Phone 7 to telephone number 609-334-7563, that read, [ I love you cuz dnt even worry... Allah iz with us.. I changed my num. Ur bail already paid so hit me wen u get out so we can kik it dnt do to around certain pppl. Bcuz mufukaz r nosey iz fuk n u gone beet that shit... ]. **MYKAL DERRY** was telling **RASHADA ALLEN** that he changed his telephone number (and began using Derry Phone 8), paid her bond, and that she would not be convicted of any charges related to the possession of the handgun.

107. On October 10, 2012, at approximately 10:02, a.m., an outgoing call was placed from Derry Phone 7 to telephone number 609-432-1334, wherein **MYKAL DERRY** had a conversation with **AMBRIN QURESHI**. During the conversation **DERRY** asked if **QURESHI** could take a ride in her vehicle with **DERRY**. **QURESHI** said, "Oh, are you out (of heroin)?" **DERRY** did not answer **QURESHI's** question, and disconnected the call. At approximately 10:04 a.m., a text message was sent from Derry Phone 7 to telephone number 609-432-1334, that read, [ Jus me n u.. Dnt talk on this fone ]. **QURESHI** was asking if **DERRY** was "out" of heroin, at which point **DERRY** disconnected the call. **DERRY** was concerned about the arrest of **RASHADA ALLEN** and electronic surveillance of Derry Phone 7 by law enforcement, and therefore informed **QURESHI** not to talk over the phone.

108. On October 13, 2012, at approximately 1:53 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-2057, wherein **MYKAL DERRY, a/k/a "Koose"** had a conversation with **KAREEM BAILEY, a/k/a "Baby Boy."** During the conversation **BAILEY** said, "What's up with it, this Koose (**DERRY**)?" **DERRY** said, "Yeah. . ." **BAILEY** said, "This' Baby Boy, um, you, you good on some skat (heroin)?" **DERRY** said, "Not right now, in the mornin'. . . man, that shits been bustin' (heroin has been selling) all day, you heard. . ."

I'll be down there in the mornin', you heard." **BAILEY** said, "Alright, just hit (call) me." This and other intercepted communications revealed that **DERRY** sold out of heroin on October 12, 2012 due to high sales, and **DERRY** was telling one of his distributors, **BAILEY**, that he would have more heroin to sell in the morning. (Telephone number 609-334-2057 is subscribed to **BAILEY**, and he was identified as the user by the use of his alias, "Baby Boy," and through voice recognition by case agents familiar with **BAILEY**. ACPD conducted controlled drug buys from **BAILEY** in conjunction with this investigation using telephone number 609-892-6908.)

109. On October 13, 2012, at approximately 9:12 a.m., an outgoing call was placed from Derry Phone 8 to Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **ELLIS** said, "Yeah, I'm tryin' a get that shit (heroin) to you." **DERRY** said, "Oh, alright, um, where they gonna meet me at?" **ELLIS** said, "Wherever." **DERRY** was out of heroin and needed to supply **KAREEM BAILEY**, and **ELLIS** was going to sell **DERRY** heroin from **ELLIS'** supply. At approximately 9:32 a.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Im leavn the ino meet me at the gas station ]. At approximately 9:31 a.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ I was jus wit big truck she had to make a quick run and droped me at the trash house ]. At approximately 9:44 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Open the door ]. **DERRY** spent the night in an Atlantic City casino ("ino"), and met **ELLIS** at **ELLIS'** heroin storage location ("trash house") in Stanley Holmes after **ELLIS** was dropped off by **RAYSHELL STRONG, a/k/a "Big Truck."** **ELLIS** then supplied **DERRY** with a quantity of heroin. (Subsequent physical surveillance of meetings related to intercepted communications revealed that **STRONG** was **ELLIS'** heroin distributor and courier, and that she conducted drug trafficking using a telephone number subscribed in her name, and in a Chevy Suburban registered in her name, for which she was referred to by **ELLIS** as "big truck" or "truck".)

110. On October 13, 2012, at approximately 9:50 a.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **DAVIS** said, "I'm sliding out today for a minute, I ain't gonna be around, was tryin' see if you want the joint (handgun)." **DERRY** said, "Hell yeah." **DAVIS** said, "Alright, I'm about to see if Mu (**JODI BROWN**) up." **DAVIS** was storing a handgun at his residence (believed, based on intercepted communications, to be in the first village of Stanley Holmes), and was offering to bring it to **BROWN's** residence (238 Rosemont Place) in order for **DERRY** to have access to the handgun.

111. On October 13, 2012, at approximately 10:23 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-224-3939, wherein **MYKAL DERRY** had a conversation with **JODI BROWN**. During the conversation **DERRY** said, "Yeah, I'm about to pull right in." **BROWN** said, "Alright." After **DERRY** acquired more heroin from **ELLIS** (paragraph 109) at **ELLIS'** storage location, **DERRY** was calling **BROWN**, whose residence was used by **DERRY** as a storage location, to let her know he was coming to store more heroin. Further, **RONALD DAVIS** was going to bring a handgun to **DERRY** at **BROWN's** residence (paragraph 111).

112. On October 13, 2012, at approximately 10:27 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-0097, wherein **MYKAL DERRY** had a conversation with **DOMINIQUE VENABLE**. During the conversation **DERRY** said, "Right here by the hood (Stanley Holmes) what's up with it?" **VENABLE** said, "I need one (quantity of heroin)." **DERRY** said, "Alright, hit (call) me when you get around the hood." At approximately 10:30 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-0097, wherein **DERRY** had another conversation with **VENABLE**. **VENABLE** said, "Yo I'm in the back (back porch of **JODI BROWN's** residence)." **DERRY** said, "Alright, you gotta hold up just a minute uh, shake this police-ass nigga, hold up for minute bro, I'm on my way." **DERRY** was attempting to supply **VENABLE** with heroin at their "trap house," but

was being followed by police officers. Intercepted communications revealed that **DERRY** and members of the conspiracy often changed their locations and methods of drug trafficking and notified one another when police were observed in the area. (At the time of the writing of this Affidavit, subscriber information for telephone number 609-233-0097 has been requested although not yet received. **VENABLE** was identified as the user by physical surveillance of meetings related to intercepted conversations.)

113. On October 13, 2012, at approximately 10:53 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **DERRY** said, "Why didn't you take that (handgun) to Mu (**JODI BROWN**)?" **DAVIS** said, "'Cause Mu wasn't answering her phone." At approximately 10:55 a.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-9857, wherein **DERRY** had another conversation with **DAVIS**. During the conversation **DAVIS** said, "You at Mu' crib (238 Rosemont Place) right?" **DERRY** said, "Yeah." **DAVIS** said, "Come to my crib, come to my front porch, I'm about to send my girl to bring it (handgun) downstairs to you." **DERRY** said, "No, I'm about to holler at Buck (**SHAAMEL SPENCER**) he on deck with it (ready), you heard." **DAVIS** said, "You sure bro? Why he don't want to give it to, she (girlfriend) don't know what it look like, just told her he'd give you this certain bag, that's why I'm gonna have her put it in a bag, its already in a bag, she can give to you in a bag." **DAVIS** was using his girlfriend (unknown to the investigation) to bring a handgun to **DERRY**.

114. On October 13, 2012, at approximately 11:06 a.m., a text message was sent from Derry Phone 8 to telephone number 609-431-2633, that read, [ Bring that pound round here ]. Your Affiant knows that the term "pound" is used to refer to a handgun. **MYKAL DERRY** was telling **AREE TOULSON** to bring a handgun. At approximately 11:08 a.m., a text message was received over Derry Phone 8 from telephone number 609-431-2633, that read, [ Ion gotta bike... ]. At approximately 11:09 a.m., a text message was received over Derry Phone 8 from telephone

number 609-431-2633, that read, [ Catch a cab ima pay for it ]. At approximately 11:10 a.m., an incoming call was received over Derry Phone 8 wherein **DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** said, "I'm a try a see if Beyah (**TOULSON**) bringin' the mother fucking joint (handgun), that nigga in the way." **SPENCER** said, "Yeah what's fucking with that man?" **DERRY** said, "Nothing, but keep it (handgun) upstairs (at **SPENCER's** residence 1610 City Place) when you done that." At approximately 11:44 a.m., a text message was received over Derry Phone 8 from telephone number 609-431-2633, that read, [ Ard im omw wit da pound ]. At approximately 12:05 p.m., surveillance units observed and photographed **AREE TOULSON** arrive in a taxi cab at Mediterranean Avenue and Rosemont Place. **TOUSLON** exited the cab and walked into the interior courtyard of Stanley Holmes, where 238 Rosemont Place is located. **TOULSON** is believed to have brought a handgun, which had been stored inside his residence, 441 North Connecticut Avenue, to **DERRY's** location, 238 Rosemont Place. **DERRY** was coordinating the transfer of handguns from younger Dirty Block members (**RONALD DAVIS**, paragraph 113, and **TOULSON**) to older members (**DERRY** and **SPENCER**).

115. Later, on October 13, 2012, **MYKAL DERRY, KIMBERLY SPELLMAN, K.S.**, and others, traveled to the Shore Shot indoor shooting range in Lakewood, New Jersey, where surveillance units observed as they possessed and used various handguns. Your Affiant believes that **DERRY** was having handguns brought to him (paragraphs 110, 113, 114), in order to use them at the shooting range. However, surveillance observed an associate who traveled with **DERRY** to the shooting range rent handguns from the range, and it is not known if **DERRY** brought handguns into the facility. Intercepted communications revealed that **DERRY** used his brother K.S.'s identification. Records received from Shore Shot pursuant to an administrative subpoena revealed a release form and background questionnaire dated October 13, 2012, and signed in the name K.S. using K.S.'s driver's license number and personal identifiers.

116. On October 13, 2012, at approximately 11:53 a.m., a text message was sent from Derry Phone 7 to telephone number 917-951-8055, that read, [ Meet at mcdonalds ]. At approximately 11:56 a.m., a text message was received over Derry Phone 7 from telephone number 917-951-8055, that read, [ 600 die hard 100 blow ]. Your Affiant is aware that "die hard" is a reference to a previous heroin stamp, while "blow" is a reference to cocaine. Intercepted communications revealed that the user of telephone number 917-951-8055, an Unknown Male, made numerous purchases of heroin and cocaine from **MYKAL DERRY** in and around Atlantic City area casinos throughout the month of October. At approximately 12:10 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-0097, wherein **MYKAL DERRY** had a conversation with **DOMINIQUE VENABLE**. **DERRY** inquired as to **VENABLE'S** location, then **DERRY** said, "Yo there's two mother fuckers (police officers) doing a walk-through, they right there talking to somebody by the playground, hurry up, dip on the bike bro." At the time of this call, surveillance units observed uniformed police officers in the first village of Stanley Holmes in the location **DERRY** described. **DERRY** was telling **VENABLE** to use a bike to deliver heroin and cocaine ("dip on the bike") for him. At approximately 12:16 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-0097, wherein **DERRY** had another conversation with **VENABLE**. **VENABLE** said, "Yo call him (customer) and tell him I'm in the bathroom in the back of McDonalds." At approximately 12:18 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-0097, wherein **DERRY** had another conversation with **VENABLE**. **DERRY** said, "Yo make sure he got seven (\$700) you heard." **VENABLE** said, "Yeah, what he got on?" **DERRY** said, "He a, he's like uh, he a Arab." Surveillance units observed **VENABLE** meet with an unknown male with a dark complexion as **DERRY** described him, in the bathroom of the McDonalds restaurant, where they conducted a drug transaction. **VENABLE** was observed and photographed as he rode a bike from the meeting.

117. On October 14, 2012, at approximately 10:49 a.m., an incoming call was received over Derry Phone 8 from telephone number

609-328-8019, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DERRY** said, "Hey yo, um, what you wanted bro?" **DUNCAN** said, "Five (bricks of heroin), you ain't gonna drop me down (price per brick) some five?" **DERRY** declined to drop the price and told **DUNCAN** that drug business in the area was good. **DUNCAN** said, "What's the stamp?" **DERRY** said, "Bro you be reckless over the phone bro, it's Louie though, same joints (same heroin supplier) you heard." At approximately 11:32 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-328-8019, wherein **DERRY** had another conversation with **DUNCAN**. **DUNCAN** said, "I'm outside." **DERRY** said, "Oh, I see, I see." **DERRY** then supplied **DUNCAN** with heroin. Your Affiant knows, based on intercepted communications and heroin seized during the course of the investigation that "Louis XIII" was a heroin stamp that was supplied by **M.T.** and distributed by **DERRY**.

118. On October 14, 2012, at approximately 8:52 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1 that indicated **ELLIS** was attempting to distribute heroin in Egg Harbor Township, New Jersey. At approximately 9:53 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Wat u chargin them niggaz a joint ]. At approximately 10:25 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ I anit get there yet but its lookin like 200 190 but I dont trust them niggas ]. **ELLIS** was expanding his heroin customer base, and was telling **DERRY** that he would sell bricks ("joints") of heroin to the new customers for \$190 or \$200 per brick. Because **DERRY** and **ELLIS** both supplied heroin in the Atlantic City area, **ELLIS** was coordinating with **DERRY** by discussing customers and prices.

119. On October 15, 2012, interception of wire and electronic communications indicated that **MYKAL DERRY** was meeting with his heroin distributors in various locations around Atlantic City. Based on those intercepted communications, physical surveillance was initiated on several identified heroin distributors who had communicated their locations to **DERRY**. At approximately 10:15 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-225-2502,

wherein **DERRY** had a conversation with **LAMAR MACON**. During the conversation **MACON** said, "Where you at? You ain't never come through neither. . .You in the, you in the hood (Stanley Holmes)?" **DERRY** said, "I got you (have heroin) bro." **MACON** said, "Yo I'm in the hood." **DERRY** said, "Alright, about to come over there." Your Affiant believes **DERRY** supplied **MACON** with a quantity of heroin after this conversation with neither **DERRY** nor **MACON** mentioning a quantity during their conversation. Through intercepted communications your Affiant learned that **DERRY** met with members of the conspiracy throughout the day to distribute heroin and collect the proceeds from the sale of previously supplied heroin, often by simply arranging numerous meetings and not discussing drug amounts or prices. At approximately 12:48 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Soon this nigga warner n his crew fall bak ima cum holla at u ]. At approximately 12:52 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Man this nigga n dabney been out here since like 7 no b.s non stop circling i think these niggaz rattn on the low every since they came out wit that u can text the police shit mufukaz is goin ham ]. After conducting numerous meetings and drug transactions in and around Stanley Holmes **DERRY** was warning his heroin "connect" **TYRONE ELLIS** regarding two ACPD narcotics detectives ("warner" and "dabney") who were known to the investigation to be patrolling in the area at the time. Further, **DERRY** suspected that ACPD was receiving tips from informants via a text messaging tip-line. At approximately 1:00 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Be careful we all we got ]. After the warning from **DERRY**, **ELLIS** was telling him to be careful in committing criminal acts, and to not be caught by the police.

120. On October 16, 2012, at approximately 11:17 a.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Tryin to make a move ]. After a series of exchanged text messages trying to arrange a meeting, at approximately 12:34 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read,

[ Give dat shit to shell call her ]. **ELLIS** was going to make a trip ("a move") to obtain more heroin, and **ELLIS** was telling **DERRY** to give **DERRY's** heroin proceeds to **RAYSHELL STRONG, a/k/a "Shell."** At approximately 12:46 p.m., a text message was sent from Derry Phone 8 to telephone number 609-271-8064, that read, [ Wya ]. Your Affiant knows that "Wya" is common text messaging shorthand for "Where you at?" At approximately 12:54 p.m., an incoming call was received over Derry Phone 8 from Ellis Phone 1, wherein **DERRY** had a conversation with **ELLIS**. During the conversation **DERRY** said, "Yeah, I texted her (**STRONG**), she ain't ever text back." **ELLIS** said, "Oh word, she probably, I just talked to her at the trap (heroin storage location) let me hit (call), see what she's talkin' 'bout." Approximately 45 seconds later, in a series of exchanged text messages between Derry Phone 8 and telephone number 609-271-8064, **DERRY** and **STRONG** agreed to meet at the McDonald's restaurant in Atlantic City. At approximately 1:08 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ My count 20.. Its sumthn n ther 4 u ]. **DERRY** met with **STRONG** and provided enough funds for **ELLIS** to acquire 20 bricks of heroin on behalf of **DERRY**. Further, there was additional money which represented **DERRY** paying **ELLIS** for previously supplied heroin. (Telephone number 609-271-8064 is subscribed to **STRONG**, and she was identified as the user through physical surveillance of meetings related to intercepted communications.)

121. On October 16, 2012, at approximately 1:29 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON**. During the conversation **BOSTON** said, "Yeah I need a rubber band (bundle of heroin)." **DERRY** said, "Where you at?" **BOSTON** said, "You still got the car? I'm sittin' down here at Bally's (casino)." In subsequent intercepted communications **BOSTON** gave a detailed description of his location. At approximately 2:20 p.m., surveillance units observed and photographed **BOSTON** waiting at the location he described to **DERRY**. **DERRY** was then observed meeting with **BOSTON** in **DERRY's** rental vehicle.

122. On October 16, 2012, at approximately 5:40 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-224-3939, wherein **MYKAL DERRY** had a conversation with **JODI BROWN, a/k/a "Muslimah."** During the conversation **BROWN** said, "Stu (unknown drug customer) right here (at **BROWN's** residence in Stanley Holmes)." **DERRY** said, "There's somebody out there (with heroin)." **BROWN** said, "Who?" **DERRY** said, "Mal (heroin distributor) out there, one of them (one of **DERRY's** distributors)." **BROWN** said, "I just came from there." **DERRY** said, "Alright, I'm about to send somebody (heroin distributor) over there Mu (**Muslimah**)." **BROWN** was telling **DERRY** that a heroin customer was at her residence, however **BROWN** had no heroin to sell at the time. **DERRY** was telling **BROWN** that his other distributors should be in the area selling **DERRY's** heroin, and then that **DERRY** would send somebody to **BROWN** with heroin to sell to "Stu."

123. On October 16, 2012, at approximately 6:09 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Wat it look like ]. At approximately 6:10 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Waitin now ]. **MYKAL DERRY** was asking **TYRONE ELLIS** if he had acquired more heroin. Further, **ELLIS** was at or near the location of a meeting with the heroin supplier, and was waiting to be supplied with more heroin. At approximately 7:11 p.m., an incoming text message was received over Derry Phone 8 from telephone number 609-431-2633, that read, [ Wat it look like ]. At approximately 7:12 p.m., an outgoing text message was sent from Derry Phone 8 to telephone number 609-431-2633, that read, [ Waitn now ]. Just as **DERRY** asked **ELLIS** regarding the status of the heroin re-supply, **AREE TOULSON** asked **DERRY**, who passed on the message from **ELLIS**.

124. On October 16, 2012, at approximately 8:33 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-577-7435, wherein **MYKAL DERRY** had a conversation with **P.J.L.** During the conversation **DERRY** informed **P.J.L.** that he could not supply heroin until the following day. **P.J.L.** said, "No, yeah, that's good yeah, because I'm, I can take it (heroin) tonight, but I don't need it 'till

tomorrow, I told him (heroin customer) I can't get it." **DERRY** said, "Um, I'm a bring Shada (**RASHADA ALLEN**) down there (to bail bondsman office) and shit you heard." **P.J.L.** said, ". . . later somebody else be here and shit for the other thing (heroin), you know what I mean." **DERRY** said, "What are we talkin' 'bout (how much heroin)?" **P.J.L.** said, "Something, I'm sayin' can you get something? They want it (heroin) tonight." **DERRY** said he would call **P.J.L.** when he was ready to supply heroin. Then **DERRY** said, ". . . you think you could find out about how, know what I mean, like, Shada (**ALLEN**) whatever, or you know somebody, you know, know how she got booked?" **DERRY** was asking if **P.J.L.** could find out the circumstances of how **ALLEN** was arrested (paragraph 102). **P.J.L.** said, "That's gonna take a little bit, 'cause I can't make it look like I'm lookin', you know what I mean, I just gotta have it (**ALLEN's** arrest) come up." **P.J.L.** was telling **DERRY** that he would attempt to find out details, without letting law enforcement know why he was attempting to obtain the information.

125. On October 17, 2012, at approximately 7:54 a.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ U get around yet ]. At approximately 7:55 a.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ On my way ]. At approximately 9:03 a.m., after a series of text messages discussing **TYRONE ELLIS'** arrival back in Atlantic City, a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Ard shit buzzn ]. Intercepted communications over Derry Phone 8 revealed **MYKAL DERRY's** heroin distributors had been calling and ordering quantities of heroin, and **DERRY** was telling **ELLIS** that his phone was "buzzing" with business.

126. On October 17, 2012, at approximately 10:15 a.m., an incoming call was received over Derry Phone 8 from Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **ELLIS** said, "I'm waiting on Rayshell (**RAYSHELL STRONG**) now, said five minutes away, she gonna bring it (heroin) to you." At approximately 11:05 a.m., an outgoing call was placed from Derry Phone 8 to Ellis Phone 1, wherein **DERRY** had a conversation with **ELLIS**.

During the conversation **ELLIS** said, "She (**STRONG**) in the city, text her, or call her or somethin', she waitin' on you." Through numerous intercepted communications and related physical surveillance, it was learned that **ELLIS** used **STRONG** to deliver heroin to **DERRY** and others.

127. On October 17, 2012, at approximately 12:26 p.m., an incoming call was received over Derry Phone 8 from Ellis Phone 1, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **DERRY** said, "Yeah, they (police) out here beasting, they raided a crib (residence), young boy Rog' (Roger Howard) crib, they just raided, they just wildin', Dabney (detective) on his shit . . . I'm sayin' I was glad when Big Truck (**STRONG**) took her time (delivering heroin), you heard." **ELLIS** said, "Yeah, I threw an extra nickel (five bricks of heroin) in there you heard." **DERRY** said, "I didn't even really, bro I just grabbed it (heroin) and put up there, (in stash house) yeah." **ELLIS** said, "What the fuck that shit for (police raids) my nigga, whatever the fuck they doin', they hitting all the wrong fucking spots." **DERRY** said, "Insha' Allah (God willing)." On this day, ACPD was serving several search warrants in Stanley Holmes in search of Roger Howard, an associate of **DERRY** who was wanted for the recent shooting of two individuals. **DERRY** was telling **ELLIS** it was a good thing that **STRONG** was not on time to deliver the heroin because of the police presence around Stanley Holmes at the time. Further, **ELLIS** provided **DERRY** with an additional five bricks ("nickel") of heroin that **STRONG** delivered.

128. On October 17, 2012, at approximately 5:04 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-287-4865, wherein **MYKAL DERRY** had a conversation with **P.J.L.** During the conversation **DERRY** said, "I'm about to come down there (to supply heroin)." **P.J.L.** said, "Yo, if you, is it fresh or is it the same?" **DERRY** said, "Same." **P.J.L.** said, "Awe yeah, then just give me, uh, give me three again." **DERRY** supplied **P.J.L.** with heroin earlier, and **P.J.L.** was asking **DERRY** if the heroin he has was from the same supply, or if it was "fresh." When **DERRY** informed him that it was from the same supply, **P.J.L.** ordered a quantity ("three").

129. On October 18, 2012, at approximately 2:20 p.m., a series of outgoing text messages were sent from Derry Phone 8 to telephone numbers known to the investigation to be used by **KAMAL ALLEN**, **SHAAMEL SPENCER**, and **AREE TOULSON**, that read, [ Wats up wit the range? ]. In subsequent intercepted communications, **DERRY** and the others discussed obtaining identification to be used at an indoor shooting range. Based on these communications, physical surveillance was established on **DERRY** and his associates. At approximately 6:35 p.m., **DERRY**, **ALLEN**, **SPENCER**, and **TOULSON** arrived at the Shore Shot indoor shooting range at 730 Airport Road, Lakewood, New Jersey, where they were video recorded taking turns loading and shooting a handgun. Records received from Shore Shot pursuant to an administrative subpoena revealed release forms and background questionnaires dated October 18, 2012, and signed in the name **SHAAMEL SPENCER** using **SPENCER's** driver's license number and personal identifiers, in the name **AREE TOULSON** using **TOULSON's** driver's license number and personal identifiers, and in the name **LAMAR MACON**. The form signed in **MACON's** name using his personal identifiers used K.S.'s driver's license number. Your Affiant believes that **KAMAL ALLEN** filled out this form, and that **SPENCER** and **TOULSON** used their own, true identities, while **DERRY** did not have to present any evidence of identity as it was his second time at the range following his prior visit to Shore Shot on October 13, 2012 (paragraph 115)

130. On October 18, 2012, at approximately 8:45 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Yo they said its a ten what u hear ]. At approximately 9:05 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ That shit broke mu nose she finish lol ]. **TYRONE ELLIS** was telling **MYKAL DERRY** that heroin customers had rated the latest supply of heroin a "10" (i.e., high quality), and **DERRY** was telling **ELLIS** that **JODI BROWN**, a/k/a "**Mu**," used the heroin through nasal inhalation and reported that it was of high quality ("broke mu nose").

131. On October 19, 2012, at approximately 3:32 p.m., an incoming call was received over Derry Phone 8 from telephone number

609-992-9936, wherein **MYKAL DERRY** had a conversation with **KAREEM YOUNG, a/k/a "Crash."** During the conversation **DERRY** said, "Yeah, who this?" **YOUNG** said, "Crash." **DERRY** said, "What's up nigga?" **YOUNG** said, "I need a whole joint (brick of heroin), my peoples (customers) need a whole joint, where you at?" **DERRY** said, "I'm in the hood (Stanley Holmes)." **YOUNG** said, "You got the whole joint?" **DERRY** said, "Bro watch yourself 'cause Steve and Lonell (ACPD Detectives) they in the park, you heard." **YOUNG** said, "Alright, I need a wizzy (brick of heroin), get a wizzy ready I'm about to pull up in a car, I'm about to pull up on Mediterranean bro." **YOUNG** was ordering a brick of heroin, and **DERRY** was warning **YOUNG** of ACPD detectives who have been seen in the area. **YOUNG** then told **DERRY** he would be at Mediterranean Avenue, which is at the north end of the first village of Stanley Holmes, where **DERRY's** "trap house" was located. (Telephone number 609-992-9936 is subscribed to an individual with the middle name "Young." **YOUNG**, whose nickname "Crash" is tattooed on his left arm, was identified as the user through the use of his known alias, and through an ACPD investigation wherein **YOUNG** sold heroin to an Undercover Officer ("UC") on November 15, 2012, paragraph 171.)

132. On October 20, 2012, at approximately 10:24 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **DERRY** said, "What you want?" **DAVIS** said, "Give me two of them shits (two bricks of heroin)." After agreeing on a meeting location inside Stanley Holmes, at approximately 10:35 a.m., a text message was sent from Derry Phone 8 to telephone number 856-676-9857, that read, [Cum out]. **DERRY** then met with **DAVIS** and supplied him with a quantity of heroin.

133. On October 20, 2012, at approximately 1:37 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-9936, wherein **MYKAL DERRY** had a conversation with **KAREEM YOUNG**. During the conversation, **YOUNG** said, "You around, brody?" **DERRY** said, "I'm on my way." **YOUNG** said, "Alright hit (call) me when you're here (Stanley Holmes) I need a whole one (brick of heroin) you

heard." At approximately 2:05 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-9936, wherein **DERRY** had a conversation with **YOUNG**. During the conversation, **DERRY** informed **YOUNG** that he was leaving to pick up his brother, **MALIK DERRY**, who had been released from jail. **YOUNG** said, "Hey yo Koose, stop in front of my crib then." **DERRY** said, "I ain't bringin that shit (heroin) up there with me bro." **DERRY** was telling **YOUNG** that he was not bringing heroin up to Camden, New Jersey, so he would not have heroin available to supply **YOUNG**. **YOUNG** said, "I said drop that shit off at, uh, leave it at Muslimah' crib (**JODI BROWN'S** residence), then I come get it brah, I need it." **YOUNG** was telling **DERRY** to deliver a brick of heroin to **BROWN'S** residence, which was being used as **DERRY'S** primary heroin distribution location at the time, where **YOUNG** could acquire it. However, subsequent intercepted communications revealed that **DERRY** and **YOUNG** met to conduct the transaction in front of **YOUNG'S** residence, which was also located in the first village of Stanley Holmes.

134. On October 21, 2012, at approximately 1:06 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-880-3822, wherein **MYKAL DERRY** had a conversation with **KIMBERLY SPELLMAN**. **SPELLMAN** was exchanging a rental vehicle that **DERRY** and **SPELLMAN** were using to conduct drug trafficking. **DERRY** said, "What's the problem?" **SPELLMAN** said, "They had an extra two hundred (\$200) on there . . . yeah I just told him to see if he can just put it through (on pre-paid credit card) for like three days." **DERRY** said, "Oh on the card?" **SPELLMAN** said, "I'm about to see less days 'cause I didn't have enough on the card." **DERRY** said, "Oh, why didn't you put two hundred on there then?" **SPELLMAN** said, "I have five, almost five (\$500) on there." Intercepted communications, along with physical surveillance, revealed that **SPELLMAN** and **DERRY** laundered their proceeds from the sale of drugs, and attempted to conceal their involvement in criminal activity, by using rental vehicles. (Telephone number 609-880-3822 is subscribed to "Kim Jones," an alias frequently used by **SPELLMAN**. **SPELLMAN** was identified as the user by

physical surveillance of meetings related to intercepted communications.)

135. On October 21, 2012, after **KIMBERLY SPELLMAN** was unable to extend the term of a rental vehicle for **MYKAL DERRY** and **TYRONE ELLIS** was unable to locate a courier to drive him, at approximately 1:14 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-432-1334, wherein **DERRY** had a conversation with **AMBRIN QURESHI**. **DERRY** said, "I need you to get it (heroin) for me." **QURESHI** said, "What?" **DERRY** said, "Trip." **QURESHI** said, "In my car?" **DERRY** said, "Come on, why you? I'm gonna hang up on you bra (if **QURESHI** continues to talk openly over the telephone)." **QURESHI** said, "No, I'm sayin' um, I can't use it." **DERRY** said, "Why?" **QURESHI** then listed repairs that her vehicle required. **DERRY** said, "You'll get them fixed tomorrow, I'm a give you some money." At approximately 3:37 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Yo u want me to get the fat bitch to take you ]. At approximately 3:37 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Hell yeah ]. At approximately 3:38 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ She cuming rite now ]. **DERRY** was offering **AMBRIN QURESHI** to act as a courier and drive with **ELLIS** to acquire more heroin. At approximately 1:35 p.m., a text message was sent from Derry Phone 8 to telephone number 862-668-5391, that read, [ Im waitn on my bitch im gone send her bra ]. **DERRY** was telling **M.T.** that he was sending **QURESHI** to acquire heroin. At approximately 4:07 p.m., a text message was received over Derry Phone 8 from telephone number 862-668-5391, that read, [ What is the # bra ]. At approximately 4:08 p.m., a text message was sent from Derry Phone 8 to telephone number 862-668-5391, that read, [ 25 ]. **DERRY** was telling **M.T.** that he had sent **QURESHI** to acquire **DERRY's** order of twenty-five bricks of heroin. Throughout the investigation, both **DERRY** and **ELLIS** provided **M.T.** and his associate **M.F.** with the quantity of their heroin orders through texting the number of bricks after a conversation. (Telephone number 862-668-5391 is subscribed to a fictitious name. **M.T.** was identified

as the user of this and other telephone numbers subscribed to fictitious names through physical surveillance of meetings related to intercepted communications.)

136. On October 22, 2012, at approximately 2:14 a.m., an incoming call was received over Derry Phone 8 from telephone number 856-203-2545, wherein **MYKAL DERRY** had a conversation with **DWAYNE TOWNSEND**. During the conversation **DERRY** said, "Where that bread (drug proceeds) at dog?" **TOWNSEND** said, "You said where that bread at? Nigga I gave you that bread already, what the fuck you talkin' about?" **DERRY** said, "Bring your bread around here when you come nigga." **TOWNSEND** was then observed and video recorded meeting with **DERRY** in the first village of Stanley Holmes, when he is believed to have provided **DERRY** with proceeds from the sale of previously supplied heroin. (Telephone number 856-203-2545 is subscribed to an individual at the address listed on **TOWNSEND's** driver's license, which was also used for his last arrest booking on December 30, 2012. **TOWNSEND** was identified as the user through the extensive use of his known alias, through information provided by a confidential source, and through the content of intercepted conversations after the shooting death of his brother.)

137. On October 22, 2012, at approximately 8:57 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-225-2502, wherein **MYKAL DERRY** had a conversation with **LAMAR MACON**. During the conversation **MACON** said, "Nobody sleep around here nigga, fuck nigga, need this bread (drug proceeds) nigga." **DERRY** said, "I'm on my way there (to deliver heroin to Stanley Holmes)." **MACON** said, "Everybody waitin' on you nigga." **MACON** was telling **DERRY** that Dirty Block distributors and customers were waiting on **DERRY** to supply Stanley Holmes with heroin. At approximately 10:56 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-225-2502, wherein **DERRY** had another conversation with **MACON**. During the conversation **MACON** said, "Where you at?" **DERRY** said, "In the hood (Stanley Holmes)." **MACON** said, "Alright, Mu' (**JODI BROWN**) crib?" **DERRY** said, "Yeah." **MACON** said, "Alright. I'm right here."

Surveillance units observed **MACON** walk from Brown's Park to **JODI BROWN's** residence, which was **DERRY's** primary heroin distribution location at the time.<sup>19</sup> At approximately 1:08 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-225-2502, wherein **DERRY** had another conversation with **MACON**. During the conversation **MACON** said, "Yo I'm coming back bro, trying to get away from these guys . . . squally (police) on me, tryin' to get away bro." **MACON** was on a bicycle, and your Affiant believes he was attempting to bring **DERRY** proceeds from the sale of previously supplied heroin, when he observed police in the area.

138. On October 22, 2012, a Case Agent was inside the security room at Stanley Holmes monitoring surveillance cameras. At approximately 7:20 p.m., the Case Agent inside the security room reported to other Case Agents via handheld radio that ACPD had received a "shots fired" 9-1-1 call, but that **MYKAL DERRY** was visible on surveillance cameras and was not involved. At approximately 7:28 p.m., a text message was received over Derry Phone 8 from telephone number 609-813-5145, that read, [ Ayo if u out b e z bra I just got the word they n d camara room watchn u heard shots was fired by sunnys ]. **SHAAMEL SPENCER** was warning **DERRY** about Case Agents monitoring the surveillance cameras. At approximately 7:29 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-922-4789, wherein **DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Hey, [unintelligible] said squally (police) looking. . ." **DERRY** said, "Camera room." **ALLEN** said, "In the um, joint, you heard?" **DERRY** said, "Alright, say no more." Your Affiant believes an unknown individual employed as security personnel in Stanley Holmes warned **SPENCER** and **ALLEN**, who then warned **DERRY**, that law enforcement was monitoring the surveillance cameras.

139. On October 23, 2012, at approximately 11:28 a.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ You evernock them 5 off oh yea I got that soft on deck to ]. At

approximately 11:29 a.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Yea I got u... I need that soft bra ]. At approximately 12:34 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ Wats the num on that ]. At approximately 12:38 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Right now forty a g ]. **TYRONE ELLIS** was inquiring about an additional five bricks of heroin **MYKAL DERRY** obtained from **ELLIS** after selling out of his own supply of 25 bricks that was recently acquired (paragraph 135). **ELLIS** was also advising **DERRY** that he could supply powder cocaine at \$40 per gram.

140. On October 24, 2012, at approximately 7:33 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON**. During the conversation **BOSTON** said, "Yo I need seven joints (bundles of heroin)." **DERRY** said, "Alright where you at?" After a series of subsequent intercepted communications wherein they discussed a location to conduct the drug transaction, at approximately 8:57 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366. During the conversation **BOSTON** said, "Man these jokers (heroin customers) want their money back man." **DERRY** said, "Yo, I'm comin' now." Throughout the rest of the day, **DERRY** and **BOSTON** met and conducted a series of three separate transactions wherein **DERRY** supplied **BOSTON** with various quantities of heroin.

141. On October 24, 2012, at approximately 12:57 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-9857, that read, [Cum grab ya strap]. Your Affiant is aware that a "strap" is a reference to a handgun. **RONALD DAVIS, a/k/a "Black,"** was telling **MYKAL DERRY** to come to **DAVIS'** location to get a handgun. At approximately 3:37 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-5206, wherein **DERRY** had a conversation with **DAVIS**. During the conversation **DERRY** said, "Who is this?" **DAVIS** said, "Black." Previous intercepted communications indicated **DAVIS'** phone battery had died. **DERRY** said, "Yo I'm about to go up around the hood (Stanley Holmes) bro, it was hot, Warner (ACPD

Detective) was around there, where you at?" **DAVIS** said, "Alright I got you when the sun go down." **DERRY** said, "Yo I need that (handgun) now nigga. . . take it to Mu (**JODI BROWN**, a/k/a "Mu") crib." Through a series of subsequent intercepted communications, **DERRY** and **DAVIS** coordinated a meeting at **BROWN's** residence, where it is believed **DAVIS** provided **DERRY** with a handgun.

142. On October 24, 2012, at approximately 2:54 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-0097, wherein **MYKAL DERRY** had a conversation with **DOMINIQUE VENABLE**. During the conversation **VENABLE** said, "Yeah, I uh, need, I need two sleeves (bricks of heroin). . . for three-twenty (\$320)." **DERRY** said, "Two sleeves for three-twenty? Yo bro, where you think you at bro?" **VENABLE** said, "Wasn't you getting (bricks) for one-thirty (\$130) each? Somebody told me." **DERRY** said, "Nah, I don't do that, I pay for this shit bro, what y'all niggas don't you understand bro?" **VENABLE** said, "You said thirty a piece (\$30 per bundle of heroin)." **DERRY** said, "Listen, did I ever sell you something for uh, thirty a joint?" **VENABLE** said, "What you charging for a sleeve?" **DERRY** said, "Listen my nigga, where you at?" **VENABLE** said, "In the first (village of Stanley Holmes)." **DERRY** said, "Alright, come on bye." **VENABLE** had been informed that **DERRY** purchases bricks of heroin for \$130 each, and was attempting to negotiate a price for two bricks. During the conversation **DERRY** explained that he normally charges **VENABLE** \$40 per bundle, and \$200 per brick. **DERRY** then instructed **VENABLE** to come speak to him in person, rather than over the telephone.

143. On October 24, 2012, at approximately 4:27 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6908, wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY**. During the conversation **BAILEY** said, "Yo you good with um, skat (heroin)?" **DERRY** said, "Yeah." **BAILEY** said, "Um, come to the second (village of Stanley Holmes). . . where the um, you're gonna see my bike right there, I need one (brick of heroin)." **DERRY** said, "Yeah I got it." **BAILEY** was ordering a brick of heroin from **DERRY**, and

giving him directions to his location where they could conduct the transaction.

144. On October 25, 2012, at approximately 4:48 p.m., a text message was sent from Derry Phone 8 to Ellis Phone 1, that read, [ O yea i got u my nigga i had grabbd sumthn ima hit u lata... I need sum of that white girl to ]. At approximately 4:50 p.m., a text message was received over Derry Phone 8 from Ellis Phone 1, that read, [ Let me no so I can place the order the shit right ]. **DERRY** was telling **ELLIS** that he had the money to pay **ELLIS** for previously supplied heroin ("i got u"), and that **DERRY** was already re-supplied with heroin from **M.T.** ("I had grabbd sumthn"). Further, **DERRY** was still looking to purchase cocaine ("white girl"). Also, **ELLIS** had to acquire the cocaine from a supplier, and so **ELLIS** was asking how much cocaine **DERRY** wanted.

145. On October 26, 2012, intercepted communications revealed that **MYKAL DERRY** was meeting with numerous individuals around Stanley Holmes and conducting drug transactions. At approximately 11:53 a.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Bring me 5 ]. **DERRY** was telling **KIMBERLY SPELLMAN** to bring five bricks of heroin from their residence. At approximately 1:38 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Bring me the rest it waz a rid today im walkn from the west side meet me ]. At approximately 2:46 p.m., a text message was received over Derry Phone 8 that read, [ Were u at ]. After receiving instructions as to his location, surveillance units observed **SPELLMAN** meet with **DERRY** at the first village of Stanley Holmes, where it is believed she delivered the "rest" of **DERRY's** heroin supply that had been stored at **SPELLMAN's** residence.

146. On October 26, 2012, at approximately 3:07 p.m., a text message was sent from Derry Phone 8 to telephone number 609-432-1334, that read, [ Wen u gone b ready i need to get this out of the way im not trynna rush u ]. At approximately 3:09 p.m., a text message was sent from Derry Phone 8 to telephone number 609-432-1334, that read, [ Im bout to make the call n let my ppl no its ago ]. **MYKAL DERRY** was

telling **AMBRIN QURESHI** that he needed her to drive from Atlantic City to Paterson, New Jersey to acquire heroin from **M.T.** After assuring **QURESHI** that she would receive payment for the trip, at approximately 3:15 p.m., a text message was sent from Derry Phone 8 to telephone number 917-407-5339, that read, [ A.s.a.. Yo bra ima have my lady friend jump on n about a hour ]. **DERRY** was telling **M.T.** that **QURESHI** would be traveling soon. After **M.T.** asked **DERRY** to let him know how much heroin he wanted, at approximately 3:51 p.m., a text message was sent from Derry Phone 8 to telephone number 917-407-5339, that read, [ 25 ]. At approximately 4:38 p.m., a text message was received over Derry Phone 8 from telephone number 609-432-1334, that read, [ I'm here ]. Surveillance units observed and photographed **QURESHI** as she arrived in her previously identified vehicle at the first village of Stanley Holmes, where she met with **DERRY**, who is believed to have provided funds to purchase heroin from **M.T.** Further intercepted communications confirmed that **QURESHI** traveled to Paterson, New Jersey, and met with **M.T.** who supplied a quantity of heroin.

147. On October 26, 2012, at approximately 5:12 p.m., an outgoing call was made from Derry Phone 8 to telephone number 609-432-1334, wherein **MYKAL DERRY** had a conversation with **AMBRIN QURESHI**. During the conversation, **DERRY** asked "Yo where you at?" **QURESHI** responded "Why." **DERRY** said "Come here real quick." **QURESHI** said "No I'm not, I'm scared of you." **DERRY** said "Man come here man." **QURESHI** said "I'm scared of you, you made my heart race." **DERRY** again said "Yo come here." **QURESHI** responded "I'm not coming." At approximately 5:17 p.m., a text message was received over Derry Phone 8 from telephone number 609-431-1334, that read, [ I am afraid of u ]. At approximately 5:20 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-1334, wherein **DERRY** had a conversation with **QURESHI**. **DERRY** said, "I said come here." **QURESHI** said, "Daddy, I'm scared of you, you acted like you were going to hit me." Throughout the investigation, intercepted communications revealed that when **DERRY** suspected **QURESHI** of discussing his drug trafficking activities with other people, he would become physically aggressive

towards her, as **QURESHI** described in this and other conversations (paragraph 159).

148. On October 27, 2012, at approximately 11:52 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-442-5639, wherein **MYKAL DERRY** had a conversation with **A.B.**, a/k/a "**Aunt Aud.**" During the conversation **A.B.** said, "I need a whole one (brick of heroin)." **DERRY** said, "Alright, come across." **DERRY** was instructing **A.B.** to come from her residence at Schoolhouse Apartments, across Brown's Park, to the first village of Stanley Holmes, to conduct the drug transaction. **A.B.** said, "I'm across already, where you at?" Surveillance units observed and photographed **A.B.** at the rear of 238 Rosemont Place, **DERRY's** primary "trap house." At approximately 12:01 a.m., **DERRY** and **A.B.** had another conversation wherein **DERRY** stated, "Alright, I see you." After **A.B.** and **DERRY** met to conduct the drug transaction, surveillance observed as **A.B.** walked from the first village of Stanley Holmes back to her residence at the Schoolhouse Apartments.

149. On October 27, 2012, after intercepted communications and physical surveillance revealed that **MYKAL DERRY** was conducting numerous drug transactions, at approximately 12:14 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Wats the count ]. **DERRY** was asking **KIMBERLY SPELLMAN** how much remaining heroin was stored at their residence. At approximately 12:26 p.m., a text message was received over Derry Phone 8 from telephone number 609-880-3822, that read, [ 11 ]. At approximately 12:35 p.m., a text message was received over Derry Phone 8 from telephone number 609-880-3822, that read, [ 3lastnite ur 3 u took my 3 then five leaves 11. Got it babe? ]. **SPELLMAN** was telling **DERRY** that of the 25 bricks of heroin supplied by **M.T.** (paragraph 146), **SPELLMAN** and **DERRY** had sold 14 bricks, with 11 remaining. At approximately 1:20 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Bring me 5 ]. **DERRY** was telling **SPELLMAN** to bring five more bricks to his location.

150. On October 27, 2012, at approximately 5:22 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON, a/k/a "Gator."** During the conversation **BOSTON** said, "Alright, I need two (bricks of heroin) man, I got, hurry up, I can't stand out here (in Stanley Holmes). At approximately 5:29 p.m., a text message was received over Derry Phone 8 from telephone number 609-224-3939, that read, [ come on, gator, and e is waiting ]. **JODI BROWN** was telling **DERRY** that **BOSTON** and heroin customer E.E. were waiting at her residence, which was used by **DERRY** as a heroin distribution location. At approximately 6:09 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-373-9384, wherein **DERRY** had a conversation with **KASAN HAYES**. During the conversation **HAYES** said, "Oh, I need a loose one (bundle of heroin) and you got 'E' (heroin customer) here waiting for you." **DERRY** said, "I'm there, I'm about to come around now." **DERRY** was telling **HAYES** he was on his way to **BROWN's** residence to supply heroin.

151. On October 30, 2012, as Hurricane Sandy was causing travel restrictions and had prompted an evacuation of Atlantic City, at approximately 2:43 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-203-2545, wherein **MYKAL DERRY** had a conversation with an Unknown Male ("UM"). During the conversation UM said, "I'm about to make you happy bitch . . . hey yo, I know where the fuck boys (Dirty Block rivals) is at." **DERRY** said, "Where they at?" UM said, "The Quality Inn, over here (Pleasantville)." **DERRY** said, "On the pike (Black Horse Pike)?" UM said, "Yes, 'Lik and his brother (rival Dirty Block members M.H. and S.H.) and them." **DERRY** said, "Oh alright, we mobin' out there, where y'all at?" UM said, "We out the 'ville (Pleasantville), we at Tweek's crib (**DWAYNE TOWNSEND's** residence in Pleasantville)." (As noted above, telephone number 856-203-2545 is subscribed to an individual at an address known to be a residence of **DWAYNE TOWNSEND**, and had been used by **TOWNSEND** throughout the investigation. However, based upon voice analysis and the content of the conversation, Case Agents concluded that **TOWNSEND** was not the

caller.) At approximately 2:45 p.m., a text message was sent from Derry Phone 8 to telephone number 609-813-5145, that read, [ Niggaz jus hit me n said hom n da boyz r at the gality inn ]. Your Affiant is aware, based upon information obtained from multiple sources, including internet rap videos and confidential sources, that rival Dirty Block member S.H. uses the alias "Hom." After receiving word as to the location of rival Dirty Block members, **DERRY** was notifying **SHAAMEL SPENCER**. At approximately 4:35 p.m., during an intercepted conversation with **DERRY**, **SPENCER** was observed by ACPD and arrested for an outstanding arrest warrant. **SPENCER** was found in possession of a loaded handgun (Glock 17, 9 millimeter, with serial number removed), that had been concealed in the waistband of his pants. At approximately 4:42 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Yo, Buck (**SPENCER**) just got bagged (arrested) bro. For the strap (handgun)." **DERRY** said, "How'd he do that?" **ALLEN** said, "Man I don't know, I thought the nigga went in the crib to take the blick (handgun) back, and then when they (police), he didn't try to run or nothing, nigga know to run, or nothing, he just walk like he ain't hiding shit . . ." **ALLEN** was expressing his surprise that **SPENCER** did not run from the police.

152. On October 31, 2012, at approximately 6:33 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-577-7435, wherein **MYKAL DERRY** had a conversation with **P.J.L.**, who is employed at Rapid Bail Bonds in Atlantic City. During the conversation **P.J.L.** and **DERRY** discussed **DERRY** providing money for bond for **SHAAMEL SPENCER** who was in custody for the weapons violation. **P.J.L.** said, "Uh, its, it's a hundred (\$100,000), uh, and then he's got like nineteen thousand in child support." **DERRY** said, "It's a hundred thousand for the fucking gun?" Later, **DERRY** said, "I'm gonna bring you a stack (\$1,000), you gonna go get him (get **SPENCER** out of jail) and he give you the stack when he get out, the day he get out, and give you the other bread (cash)." **DERRY** was telling **P.J.L.** that

he would provide a portion of the money for **SPENCER's** bond, and that **SPENCER** would be able to provide the rest upon his release.

(Telephone number 856-577-7435 is subscribed to an individual with a last name shared by **P.J.L.** Intercepted communications and physical surveillance confirmed that **P.J.L., a/k/a "PJ,"** is the user of 856-577-7435, and is employed at Rapid Bail Bonds in Atlantic City.)

153. On November 1, 2012, at approximately 8:59 a.m., a text message was received over Derry Phone 8 from telephone number 609-816-0366, that read, [ Were are you now two of them i need ]. At approximately 11:06 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON**. During the conversation **BOSTON** said, "I got uh, enough for um, three." **DERRY** said, "Three wizzys (bricks of heroin)?" **BOSTON** said, "No, three rubberbands (bundles)." **DERRY** and **BOSTON** then discussed a meeting location. Surveillance units observed and photographed this meeting, which took place in Pleasantville, New Jersey, while both **DERRY** and **BOSTON** were displaced due to Hurricane Sandy.

154. On November 2, 2012, at approximately 10:18 p.m., a text message was sent from Derry Phone 8 to telephone number 609-432-1334, that read, [ Yo dnt forget i need that trip 2mar ]. **MYKAL DERRY** was telling **AMBRIN QURESHI** that he needed her to travel to Paterson, New Jersey to obtain heroin.

155. On November 2, 2012, at approximately 10:09 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-328-8019, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DUNCAN** said, "You at the um, three of them joints (bricks of heroin) for me?" **DERRY** said, "Yeah man. . . Yo you gotta come in (to Stanley Holmes) for it bro 'cause yo, I'll meet you half way because yo, the pigs (police) they on some other shit out here." **DUNCAN** was ordering three bricks of heroin from **DERRY**, who told **DUNCAN** they would have to alter their meeting location due to police presence in the area.

156. On November 3, 2012, several text messages were exchanged between Derry Phone 8 and telephone number 856-577-7435, wherein **MYKAL DERRY** and bail bondsman **P.J.L.** discussed arranging bond money for **SHAAMEL SPENCER'S** release. Then, at approximately 10:09 a.m., a text message was received over Derry Phone 8 from telephone number 856-577-7435, that read, [ Lemme get 4 ]. At approximately 10:10 p.m., a text message was sent from Derry Phone 8 to telephone number 856-577-7435, that read, [ Ard ]. **P.J.L.**, who assisted **DERRY** and other members of the conspiracy through his employment as a bail bondsman, was ordering a quantity ("4") of heroin from **MYKAL DERRY**.

157. On November 5, 2012, at approximately 4:53 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 917-407-5339, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **DERRY** said, "What's good bro?" **M.T.** said, "No, tomorrow night. Yeah it (heroin) will be all the way. I got something that's like a six (lower quality heroin), but no, I don't even want you to come all the way up here for that." **M.T.** is telling **DERRY** that he will not have good quality heroin to supply until the following night. At approximately 5:16 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-577-7435, wherein **MYKAL DERRY** had a conversation with **P.J.L.** During the conversation **DERRY** said, "You in the office?" **P.J.L.** said, "Yeah." **DERRY** said, "Alright, I'm about to come down there." **P.J.L.** said, "Yo, let me, uh, get two of those things (heroin)." **DERRY** said, "No, ain't nothing around right now." Intercepted conversations revealed that **DERRY** was going to bring **P.J.L.** money for **SHAAMEL SPENCER'S** bond. Further, **P.J.L.** asked **DERRY** to bring a quantity ("two") of heroin, but **DERRY** informed him that he did not have any.

158. On November 6, 2012, at approximately 12:08 p.m., a text message was received over Derry Phone 8 from telephone number 856-577-7435, that read, [ The other guy gonna be here around 3 u get right ]. At approximately 12:35 p.m., a text message was sent from Derry Phone 8 to telephone number 856-577-7435, that read, [ Im still waitn ]. **P.J.L.** is asking **MYKAL DERRY** if he has heroin ("u get right"), due to

the fact that **P.J.L.'s** heroin customer is meeting him at 3:00 p.m. **DERRY** had told several other members of the conspiracy that he was out of heroin, and was waiting to be re-supplied by **M.T.** (paragraph 157). At approximately 3:13 p.m., a text message was received over Derry Phone 8 from telephone number 856-577-7435, that read, [ U gonna be good or should I tell him no ]. It is believed that **P.J.L.'s** heroin customer had arrived, and that **P.J.L.** was asking **DERRY** if he had heroin ("U gonna be good"). **DERRY** did not respond to **P.J.L.** Further, intercepted communications revealed **DERRY** was attempting to send courier **AMBRIN QURESHI** to Paterson, New Jersey, but was having difficulties.

159. On November 7, 2012, at approximately 1:59 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-432-1334, wherein **MYKAL DERRY** had a conversation with **AMBRIN QURESHI**. During the conversation, **DERRY** said, "Yo you um, you was talkin', you was tellin' bro (**MAURICE THOMAS**) and them that you was coming today?" **QURESHI** had informed **DERRY** that she had received a call from **THOMAS** who asked if she was coming to Paterson, New Jersey. **DERRY** then instructed **QURESHI** to meet him in the first village of Stanley Holmes. At approximately 2:02 p.m., an outgoing call was made from Derry Phone 8 to telephone number 609-432-1334, wherein **DERRY** had a conversation with **QURESHI**. During the conversation, **QURESHI** said "That was some bullshit you already tried to hit me." **DERRY** said "Hey yo listen, you the fuckin' sucker." **QURESHI** said "You a sucker, you was gonna hit me." **DERRY** said "I didn't, I didn't need you anyway so." **QURESHI** said "You almost just tried to play with me like what the fuck were you trying to hit me for though." **QURESHI** said "That's the shit I be talking about and then when I tell you I'm scared of you." **DERRY** said, "I always bust my moves (drug transactions) with or without you." **DERRY** was telling **QURESHI** that he was going to go to Paterson, New Jersey and acquire heroin regardless of her participation. Again **DERRY** was using physical violence against **QURESHI** and explained that his actions were based on her perceived over-involvement in the details of his drug trafficking (having

contact with **THOMAS** without **DERRY's** knowledge or permission). At approximately 6:18 p.m., a text message was received over Derry Phone 8 from telephone number 609-432-1334, that read [ U want me to be scared of u becuz u always putting ur hands on me ].

160. On November 9, 2012, at approximately 8:05 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-328-8019, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DUNCAN** said, "Maybe three of them, four of them, three or um, give me four (bricks of heroin) of 'em." **DERRY** said, "Alright, I'm a hit (call) you when I get down there, you heard." **DERRY** was agreeing to sell **DUNCAN** four bricks of heroin. (On November 12, 2012, at approximately 12:55 a.m., ACPD arrested **DUNCAN** during an incident at an Atlantic City hotel. **DUNCAN** was found in possession of cocaine packaged for re-sale and \$2,343 in U.S. currency. Further, witnesses in that investigation reported that **DUNCAN** threatened to kill them if they cooperated with police.)

161. On November 12, 2012, at approximately 8:13 a.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-271-8064, wherein **TYRONE ELLIS** had a conversation with **RAYSHELL STRONG**. During the conversation **ELLIS** said, "Ready to bounce (leave)?" **STRONG** said, "Um, yeah, I guess nigga, you ain't gonna be having me sit up there, havin' to rush back and shit either, or shit (heroin) goin' be ready, in and out?" **ELLIS** said, "Nah, in and out, nigga ain't gotta rush, get out early shit, I do shit early (travel early in the day)." **STRONG** and **ELLIS** were discussing driving up to Paterson, New Jersey, to get resupplied with heroin. At approximately 10:08 a.m., a text message was sent from Ellis Phone 1 to telephone number 917-407-5339, that read, [ whats the name of the movie ]. At approximately 10:09 a.m., a text message was received over Ellis Phone 1 from telephone number 917-407-5339, that read, [ Dark knight bad blood ]. **TYRONE ELLIS** was asking **M.T.** what stamp was on the heroin that **M.T.** was going to supply **ELLIS** with. "Dark Knight" and "Bad Blood" were stamps known to the investigation to be used on heroin packaging. Further, your Affiant knows that a recent trend has been

to use popular movie titles for stamps, and for customers to ask for the name of the "movie." At approximately 11:13 a.m., a text message was sent from Ellis Phone 1 to telephone number 917-407-5339, that read, [ 50 ten mins away ]. **ELLIS** was ordering 50 bricks of heroin, and he was telling **M.T.** that he would arrive in Paterson, New Jersey in 10 minutes.

162. On November 12, 2012, at approximately 10:23 a.m., a text message was received over Derry Phone 8 from telephone number 609-350-0293, that read, [ Got 5 for the 625 ]. At approximately 10:24 a.m., a text message was sent from Derry Phone 8 to telephone number 609-350-0293, that read, [ Ard ima hit u ]. **C.W.** was offering to sell five bricks of heroin to **MYKAL DERRY** for \$625, and **DERRY** agreed to the terms, and would call ("hit") **C.W.** back when **DERRY** was ready to meet to conduct the transaction. At approximately 10:56 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-350-0293, wherein **DERRY** had a conversation with **C.W.** During the conversation **C.W.** said, "What side (of Stanley Holmes) you want me, I'm here, I'm on the M-L-K side." **DERRY** said, "Alright, yeah just get out and, that's what I was gonna tell you, just get out and come in, walk straight in (to Stanley Holmes) I'm a see you when you come in." At approximately 10:58 a.m., surveillance units observed and photographed a red Chrysler minivan bearing Georgia license plate 920-XRC park on Dr. Martin Luther King Boulevard ("M-L-K"), adjacent to the first village of Stanley Holmes. **C.W.** exited the Chrysler and walked straight to 236 Rosemont Place, **RASHADA ALLEN's** residence, and **DERRY's** "trap house." At approximately 11:06 a.m., **C.W.** departed the area and was followed and photographed by surveillance units as he conducted similar meetings, entering residences in public housing projects for short periods of time. No other individual was observed going to 236 Rosemont Place around that time. Your affiant believes, based on intercepted communications and **C.W.'s** subsequent activities, that **C.W.** made multiple deliveries of heroin to area distributors, including **DERRY**. (A records check of the Georgia license plate 920-XRC returned to a Hertz rental vehicle rented by **C.W.** using his New

Jersey driver's license. Telephone number 609-350-0293 is subscribed to a fictitious name. **C.W.** was identified as the user through physical surveillance of meetings related to intercepted communications.)

163. On November 12, 2012, at approximately 4:37 p.m., a text message was sent from Derry Phone 8 to telephone number 609-350-0293, that read, [ U ever stamp that up ]. At approximately 4:39 p.m., a text message was received over Derry Phone 8 from telephone number 609-350-0293, that read, [ Nah bout to do that all now ]. At approximately 4:39 p.m., a text message was received over Derry Phone 8 from telephone number 609-350-0293, that read, [ What's the verdict on that ]. At approximately 4:41 p.m., a text message was sent from Derry Phone 8 to telephone number 609-350-0293, that read, [ I had put it up cause I still got work but I'm bout to go put it out there ]. After **C.W.** confirmed to **MYKAL DERRY** that he was packaging and stamping more heroin, **C.W.** inquired if the heroin that he had already supplied to **DERRY** was in demand ("what's the verdict"). **DERRY's** response indicated that he had not yet begun to sell the heroin because he still had heroin ("work") from a previous shipment, but was about to begin selling it ("put it out there").

164. On November 13, 2012, at approximately 10:58 a.m., a text message was received over Derry Phone 8 from telephone number 609-437-5018, that read, [ Please im sick how much do you want for 6 ]. At approximately 11:09 a.m., a text message was sent from Derry Phone 8 to telephone number 609-437-0237, that read, [ I got sum flo 4 u ]. At approximately 11:15 a.m., a text message was sent from Derry Phone 8 to telephone number 609-437-5018, that read, [ 4370237 call that num ]. At approximately 11:26 a.m., a text message was received over Derry Phone 8 from telephone number 609-437-5018, that read, [ Blue bags? Is this same as bet? ]. Heroin user S.A. was ordering six bags of heroin from **MYKAL DERRY**, and reported that she needed the heroin because she was suffering from withdrawals ("im sick"). **DERRY** then provided S.A. with **MALIK DERRY's** telephone number in order for **MALIK** to sell her heroin (Telephone number 609-437-0237 is subscribed to

Mikell Watson, a name similar "Mykell Watson," the documented alias for **MALIK**. **MALIK** was identified as the user by physical surveillance of meetings related to intercepted communications.) At approximately 11:32 a.m., a text message was received over Derry Phone 8 from telephone number 609-437-5018, that read, [ This is not the same shit at all its all fuckin muddy ]. At approximately 11:35 a.m., a text message was received over Derry Phone 8 from telephone number 609-437-5018, that read, [ The shit i just got doesnt dissolve. Lol it doesn't even mix ]. **MALIK DERRY** sold S.A. heroin that **MYKAL DERRY** purchased from **C.W.**, and S.A. was reporting that the heroin was of low quality. (Telephone number 609-437-5018 is subscribed to an individual with the same last name as S.A., physical surveillance of meetings related to intercepted communications, including a traffic stop by ACPD directed by Case Agents, confirmed S.A. as the user.)

165. On November 13, 2012, at approximately 3:27 p.m., a text message was received over Ellis Phone 1 from telephone number 609-431-1200, that read, [ I'm still getting to some of my ppl I killed wit that last joint ]. Based on intercepted conversations, it was learned that **RAYSHELL STRONG** distributed **TYRONE ELLIS'** heroin supply to **RONALD JOHNSON** and others. **JOHNSON** was telling **ELLIS** that he still had to meet with his customers to collect the proceeds, but that the heroin was reported to be of high quality. (Telephone number 609-431-1200 is subscribed to a fictitious name. **JOHNSON** was identified as the user through physical surveillance of meetings related to intercepted communications, including a traffic stop of **JOHNSON** directed by Case Agents, and the arrest of **JOHNSON** during an intercepted call with **ELLIS**, paragraph 215.)

166. On November 13, 2012, at approximately 3:56 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-271-8064, wherein **TYRONE ELLIS** had a conversation with **RAYSHELL STRONG**. During the conversation **ELLIS** informed **STRONG** that he was no longer in the area, and said, "Yeah, I said just put it (proceeds from the sale of heroin) on the card." **STRONG** said, "Alright, so um, what's the deduct (how much does **STRONG** deduct from the proceeds to

keep for herself)?" **ELLIS** said, "How you don't know the deduct Rayshell?" **STRONG** said, "What's my name? Hm? Why you doing it like that (saying her true name over the phone)?" **ELLIS** said, "Danielle." **STRONG** said, "Need to say my name though, huh?" **ELLIS** said, "I said, Darielle . . . we talked about all that (**STRONG's** payment, or "deduct"), I talked to you face to face about that, but ain't gotta discuss over the phone." **ELLIS** was telling **STRONG** to put the proceeds from heroin sales that she had collected on a pre-paid Green Dot credit card.<sup>20</sup> **STRONG** was asking **ELLIS** how much she was to deduct from the proceeds for her payment for distributing **ELLIS'** heroin. **ELLIS** explained to **STRONG** that he had already told her, and accidentally used **STRONG's** true name over the phone. Later in the conversation, **ELLIS** said, ". . . and what I say I was charging, I can't say yeah, 'cause you don't remember, I don't know what you charged (**ELLIS** doesn't know what **STRONG** charged the heroin customers)." **STRONG** said, "Yes, but, that I know, it wasn't what it was the last time." **ELLIS** said, "Yeah, you went up, you went up ten cents (\$10 per brick more than last time). . . Yeah, and I told you the ten cents you get to keep the ten cent off of him." **ELLIS** was allowing **STRONG** to charge other heroin distributors and dealers a higher price, and to keep the increase for herself. At approximately 5:27 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-271-8064, wherein **ELLIS** had another conversation with **STRONG**. **STRONG** said, ". . . and I just got another four (\$400), want me to put that on one (pre-paid credit card) too?" **ELLIS** said, "From your cousin?" **STRONG** said, "Yeah." **STRONG** and **ELLIS** then discussed how heroin distributors and dealers were reporting that heroin users were very happy with the quality of recently supplied heroin. **ELLIS** said, "So what he, what he (**STRONG's** cousin, **JEFFREY HARVEY**) come back and grab two more (bricks of heroin)?" **STRONG** said, "Four." **ELLIS** said, "Oh, he grabbed four more of them?" **STRONG** said, "Yep." **STRONG** said, ". . . that's why I needed to know if you want me to hold it (drug proceeds) or you want

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<sup>20</sup> Intercepted communications revealed that **ELLIS** was in possession of a document referred to as a "blue print" on how to use pre-paid credit cards to launder proceeds from the sale of drugs.

me to put it on there (pre-paid credit card)." **ELLIS** said, "Yeah, put it, put it on the card." **STRONG** was distributing **ELLIS'** heroin, and had distributed six bricks of heroin to her cousin **HARVEY**. Later intercepted conversations revealed that **STRONG** introduced **ELLIS** to **HARVEY**, who could then deal directly with **ELLIS** (paragraph 214). Further, **STRONG** had collected the proceeds and wanted to know if **ELLIS** wanted her to hold the cash, or to launder it through the use of pre-paid Green Dot credit cards.

167. On November 13, 2012, at approximately 9:41 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-577-7435, wherein **MYKAL DERRY** had a conversation with bail bondsman **P.J.L.** During the conversation **DERRY** and **P.J.L.** discussed arranging for bond money and co-signers for a **DERRY** associate who had been arrested. **P.J.L.** said, "I don't know, it depends if somebody can make a fucking pay stub for her. She ain't work." **DERRY** said, "She don't work?" **P.J.L.** said, "No." **DERRY** said, "Yo, somebody gotta make a pay stub for her?" **P.J.L.** said, "Yeah. But I didn't tell you to do that. And then they gotta fill in, she left a blank where the job is." **P.J.L.** was instructing **DERRY** to create false employment documentation for an unknown individual who has filled out paperwork to co-sign for a bond payment.

168. On November 13, 2012, at approximately 9:48 p.m., a text message was sent from Derry Phone 8 to telephone number 609-350-0293, that read, [ Sum ppl waz complaining bout that ]. At approximately 9:49 p.m., a text message was received over Derry Phone 8 from telephone number 609-350-0293, that read, [ Oh Ard I'm here tho if needed ]. **MYKAL DERRY** was telling **C.W.** that **DERRY's** customers (S.A.) were unhappy with the quality of the heroin that **C.W.** supplied to **DERRY**. **C.W.'** response indicates that he had more heroin if **DERRY** wanted more, despite the complaints.

169. On November 14, 2012, at approximately 8:59 a.m., a text message was received over Ellis Phone 1 from telephone number 856-332-9655, that read, [ U have the card ? ]. At approximately 9:00 a.m., a text message was received on Ellis Phone 1 from telephone number 856-

332-9655, that read, [ Ok it's on the back of the card. ] Over a series of subsequent text messages and calls between Ellis Phone 1 and telephone number 856-332-9655, **TYRONE ELLIS** and **LATASHA CHERRY** discussed their use of pre-paid Green Dot credit cards including a "Gold Card" in **CHERRY's** name, used to store and launder the proceeds from **ELLIS'** drug trafficking. Further, **CHERRY** placed a call to the card company and found that her card was suspended for suspicious activity. (Telephone number 856-332-9655 is subscribed to **CHERRY**, and she was identified as the user through intercepted communications involving her name, and physical surveillance of related meetings.) At approximately 9:41 a.m., an incoming call was received over Ellis Phone 1 from telephone number 856-332-9655, wherein **ELLIS** had a conversation with **CHERRY**. During the conversation **ELLIS** and **CHERRY** discussed further the problems **ELLIS** was having with the use of pre-paid Green Dot credit cards, and why **CHERRY's** account had been suspended. **ELLIS** said, "I didn't go to the ATM that many times." **CHERRY** said, "Maybe like three, or four thousand (dollars), I went a couple of times (to the ATM) myself . . . I went about four times, eight times four is thirty-two (\$3,200) . . . I can't afford to be in any trouble." **ELLIS** said, "I don't want you to be in any trouble Tash, I ain't gonna get into this." **CHERRY** said, "I'm just saying, I can't afford to be in any trouble, no matter what it is. That they locking it (the card) out, and they (Green Dot) got my mom's address." **CHERRY** provided **ELLIS** with the use of a "Gold Card" credit card in her name and mother's address, which allowed **ELLIS** to transfer money from Green Dot cards purchased and loaded with proceeds from the sale of heroin by **RAYSHELL STRONG**. Further, **CHERRY** assisted **ELLIS** in removing cash from ATMs, and was telling **ELLIS** that she did not want to get in legal trouble for doing so, as she was aware that money was from the sale of heroin.

170. On November 14, 2012, at approximately 10:14 a.m., a call was placed from Ellis Phone 1 to telephone number 609-338-0799, wherein **TYRONE ELLIS** had a conversation with **WANDA BISHOP**. During the conversation **ELLIS** said, "What's up? How you lookin' (how much

previously supplied heroin have you sold), 'cause I was like, um, going to go up the road, I didn't know if you was around or what, pick up a couple dollars (proceeds from the sale of heroin)." **BISHOP** said, "Oh, I'm in the ville (Pleasantville), I gotta look, um, what you want to come and get it (money)?" **ELLIS** said, "I wanted to grab some." **BISHOP** said, "Oh well, I'm in the room, you talking about green (money) right?" **ELLIS** said, "Yeah." **ELLIS** previously supplied **BISHOP** with heroin, and **ELLIS** was now seeking to collect a portion of the proceeds that had already been collected, while he was in the Pleasantville area. (Telephone number 609-338-0799 is subscribed to **BISHOP**, and she was identified as the user through physical surveillance of meetings related to intercepted communications.)

171. On November 15, 2012, as part of a separate investigation, an ACPD Undercover Officer ("UC") was attempting to purchase a quantity of heroin from an individual in a shopping area adjacent to Stanley Holmes when the UC was contacted by **KAREEM YOUNG**. **YOUNG** told the UC, "Yo I got the best dope in town." The UC then purchased a bundle of heroin from **YOUNG**. **YOUNG** was kept under surveillance until he was contacted by ACPD patrol units for identification purposes. (**YOUNG** was arrested by ACPD on February 4, 2013, as part of that investigation, and it was confirmed that he is the user of telephone number 609-992-9936.)

172. On November 15, 2012, at approximately 10:19 a.m., an incoming call was received over Derry Phone 8, from telephone number 609-453-0434, wherein **MYKAL DERRY** had a conversation with **LAQUAY SPENCE**, a/k/a "Quay." During the conversation **SPENCE** said, "Yo this is Quay . . . hey yo you got some scag (heroin) on you?" **DERRY** said, "Yeah, what's up?" **SPENCE** said, "Alright, call me when you get around the first (village of Stanley Holmes)." At approximately 11:16 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **DERRY** had another conversation with **SPENCE**. **SPENCE** said, "Hey yo, how much you wanna give me a whole thing (brick of heroin) for?" **DERRY** said, "Who this?" **SPENCE** said, "This Quay." **DERRY** then instructed **SPENCE** to come and meet with him. At

approximately 11:22 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **DERRY** had another conversation with **SPENCE**. **SPENCE** said, "Alright come out back." At approximately 11:25 a.m., surveillance units observed as **SPENCE** entered the rear door to 236 Rosemont Place, **DERRY's** part-time residence and heroin storage and distribution location. **SPENCE** exited a short time later, and was photographed as he walked to the Renaissance shopping plaza, a location where members of the conspiracy frequently distribute heroin. (At the time of the writing of this Affidavit, subscriber information for telephone number 609-453-0434 has been requested although not yet received. **SPENCE** was identified as the user through physical surveillance of meetings related to intercepted communications. **SPENCE** was arrested at Renaissance shopping plaza by ACPD in possession of 71 bags of heroin on February 1, 2013.)

173. On November 15, 2012, at approximately 1:12 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-271-8064, wherein **TYRONE ELLIS** had a conversation with **RAYSHELL STRONG**. During the conversation **ELLIS** said, "You got somethin' (heroin) on you?" **STRONG** said, "Uh huh (yes)." **ELLIS** said, "Oh well, I need." **STRONG** said, "You needed one of 'em? Where you at?" **ELLIS** said, "Franks, big boy' crib (**FRANKLIN SIMMS'** residence)." At approximately 1:26 p.m., surveillance units observed and photographed as **STRONG** arrived in a tan Chevy Suburban bearing New Jersey license plate B22-BUF (registered to **STRONG** at 424 North South Carolina, Atlantic City, New Jersey<sup>21</sup>) and met with **ELLIS** in front of **SIMMS'** residence at 602 North Michigan Avenue, Atlantic City, New Jersey.

174. On November 15, 2012, at approximately 3:42 p.m., a text message was received over Ellis Phone 1 from telephone number 609-431-1200, that read, [ I got 570 right now ]. At approximately 4:12 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-431-1200, that read, [ come to cuz spot ]. After **RONALD JOHNSON**

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<sup>21</sup> Extensive surveillance of this location has confirmed that it is **STRONG's** residence.

informed **TYRONE ELLIS** that he had collected \$570 in proceeds from the sale of previously supplied heroin, **ELLIS** instructed him to come to **FRANKLIN SIMMS'** residence to deliver the proceeds. At approximately 5:27 p.m., surveillance units observed **JOHNSON** in a red Dodge Charger bearing New Jersey license plate S27-CJZ (registered to **JOHNSON'S** address of 1711 Arctic Avenue, Unit 103, Atlantic City, New Jersey<sup>22</sup>) arrive and park in front of 602 North Michigan Avenue (**SIMMS'** residence) where surveillance had earlier observed **ELLIS**.

175. On November 15, 2012, at approximately 3:42 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-226-6812, wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY, a/k/a "Baby Boy."** During the conversation **BAILEY** said, "It's Baby boy. Yo where you at?" **DERRY** said, "I ain't even around there (Stanley Holmes) yo. You heard?" **BAILEY** said, "I got some new shit, ya heard?" **DERRY** said, "I heard nigga you ain't even come show me." Based upon the context of this call and others between **DERRY** and other co-conspirators, it is believed that **BAILEY** was referring to his acquisition of a new handgun. **BAILEY** said, "Man I was looking for you so I could show you the shit." **BAILEY** was telling **DERRY** that he had a new handgun, and wanted to show it to **DERRY**. (Telephone number 609-226-6812 is subscribed to an individual with an address at 240 Rosemont Place, Atlantic City. **BAILEY** was confirmed as the user through intercepted communications involving the use of the known alias "Baby Boy," voice recognition, and his arrest on November 20, 2012, wherein he called **DERRY** from this telephone number to explain his arrest.)

176. On November 15, 2012, at approximately 8:01 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-0097, wherein **MYKAL DERRY** had a conversation with **DOMINIQUE VENABLE**. During the conversation **DERRY** said, "Yo, you goin' in (to the Atlantic County jail) tomorrow?" **VENABLE** said, "Yeah." **DERRY** said, "'Bout to find me some bud (marijuana)." **VENABLE** said,

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<sup>22</sup> Extensive surveillance of this location has confirmed it as **JOHNSON'S** residence.

"Alright, I got like a little eighth (1/8 ounce of marijuana) right now, its some loud (high quality marijuana), I'm just called Mar (**LAMAR MACON**) and them . . . I told Mar to see what niggas can put up, so I can see, you feel me. . . get a couple dollars up, and see what the niggas can support. . ." **DERRY** said, "Listen, all that shit go to mother fucking Buck (**SHAAMEL SPENCER**) and [K.B]." **VENABLE** said, "Buck and [K.B.] right, I be knowin'." **VENABLE** was preparing to turn himself in to serve a sentence in the Atlantic County jail. **DERRY** and **VENABLE** were coordinating the purchase and donation of drugs from Dirty Block members for **VENABLE** to smuggle into the facility to be provided to **SPENCER** and [K.B.], who are Dirty Block members who were incarcerated. On November 16, 2012, at approximately 8:04 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-0097, wherein **DERRY** had another conversation with **VENABLE**, a/k/a "Poppi-what-you-need." **DERRY** said, "Yo, where you at Poppi?" **VENABLE** said, "I'm on my, out here by Mays Landing (Atlantic County jail)." **DERRY** said, "Oh alright listen, I just got off the phone with Buck (**SPENCER**) he said the nigga Hom (rival Dirty Block member S.H.) in, going to intake, so you might be in admissions together, you heard." **VENABLE** said, "What he in intake for?" **DERRY** said, "He turned himself in my nigga, fuck all 'what he in there for,' trash (assault) that nigga, that's all." **VENABLE** said, "Oh alright, trash him." **DERRY** said, "Yeah, and the brothers (**SPENCER** and K.B.) is waiting for the pack (smuggled drugs)." Through intercepted communications your Affiant learned that **SPENCER** was involved in an altercation with S.H. in the Atlantic County jail. **DERRY** was telling **VENABLE** to physically assault ("trash") S.H. in the jail as they may be in admissions at the same time. Further, **SPENCER** and others were waiting for the drugs that **DERRY** was having **VENABLE** smuggle into the jail.

177. On November 15, 2012, at approximately 9:57 p.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-225-2009, wherein **TYRONE ELLIS** had a conversation with **FRANKLIN SIMMS**. During the conversation **SIMMS** said, "I said I got, uh, two dollars and

eighty-five cent (\$285) you already know, I was tryin' to grab the two (two more bricks of heroin), just put the rest on my tadat (tab)."  
**ELLIS** said, "Alright put the rest on your tadat, alright she (**RAYSHELL STRONG**) comin' to you right now. Don't give her the money, I'll come and get the money, she bringing you two (bricks of heroin) though."  
**ELLIS** and **STRONG** previously supplied **SIMMS** with heroin at his residence earlier in the day. **SIMMS** had already collected a part of the proceeds and was prepared to give that money to **ELLIS**, but was requesting to be supplied with more heroin, and to have the remaining balance be put on a tab. **ELLIS** had communicated to **STRONG** to bring **SIMMS** two bricks of heroin, however **ELLIS** did not want **SIMMS** to pay **STRONG**, as **ELLIS** wanted to collect the proceeds himself. (Telephone number 609-225-2009 is subscribed to **SIMMS**, and he was identified as the user through physical surveillance of meetings related to intercepted communications.)

178. On November 16, 2012, at approximately 12:03 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-271-8064, that read, [ i got 6 for u ]. **TYRONE ELLIS** was telling **RAYSHELL STRONG** that he had six bricks of heroin for her. After a series of intercepted communications wherein they discussed a meeting location, at approximately 1:21 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-271-8064, that read, [ barber shop ]. At approximately 1:35 p.m., surveillance units observed and photographed **STRONG's** previously identified Chevy Suburban, and the vehicle that **ELLIS** was known to be driving at the time, arrive and park at a barber shop located at 133 North Main Street, Pleasantville, New Jersey, where **ELLIS** supplied **STRONG** with heroin.<sup>23</sup>

179. On November 16, 2012, at approximately 6:31 p.m., a text message was received over Ellis Phone 1 from telephone number 609-992-9936, that read, [ Soon as i get sum bread for u im gone hit u ]. At approximately 6:33 p.m., another text message was received over Ellis

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<sup>23</sup> Intercepted communications revealed that **ELLIS** swapped vehicles for a day with one of his couriers, as he believed local law enforcement was familiar with his vehicle.

Phone 1 from telephone number 609-992-9936, that read, [ But im on that nigga ass ]. At approximately 6:39 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-992-9936, wherein **TYRONE ELLIS** had a conversation with **KAREEM YOUNG**. During the conversation **YOUNG** said, "Yeah that nigga sitting right in front of Schoolhouse." **ELLIS** said, "Alright let me tread back." Subsequent intercepted communications revealed that **YOUNG** was providing **ELLIS** with the location of an individual (identified later by Case Agents) who **ELLIS** had put a "hit" out for due to an unpaid drug debt of \$1,900 (paragraph 184).

180. On November 17, 2012, at approximately 2:58 a.m., a text message was received over Ellis Phone 1 from telephone number 609-992-9936, that read, [ Yo tha nigga buying hard rite now ]. At approximately 2:59 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-992-9936, that read, [ from who ]. At approximately 3:10 a.m., a text message was received over Ellis Phone 1 from telephone number 609-992-9936, that read, [ Yea he just spent 300 ]. **KAREEM YOUNG** was notifying **TYRONE ELLIS** that an individual who owed **ELLIS** money for previously supplied heroin, was purchasing crack cocaine ("hard") from a Dirty Block associate. Further, **ELLIS** wanted to know who was selling the identified individual cocaine, because **ELLIS** had been telling people that the individual owed **ELLIS** money, and therefore he should not have money ("300") to spend on cocaine.

181. On November 17, 2012, at approximately 3:21 p.m., an incoming call was received over Ellis Phone 1 from telephone number 941-545-1611, wherein **TYRONE ELLIS** had a conversation with **M.T.** and **M.F.** During the conversation **M.F.** said, "Yo, he (**M.T.**) said um, store this number (in telephone), just call my (**M.F.'s**) phone from now on whenever you come up (to Paterson)." **M.T.** then got on the phone and said, "Alright no, um, this a new number, um Ahki, everything alright?" **ELLIS** said, "Alright, say no more." **M.T.** had **M.F.** call and establish a new telephone number to replace telephone number 917-407-5339 for **ELLIS** to call **M.F.** when **ELLIS** needed to be supplied with heroin.

182. On November 18, 2012, at approximately 3:20 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **MACK** said, "Hey yo you got some yola (cocaine) yo?" **DERRY** said, "Nah." **MACK** said, "Alright, you can't get nothing for me." **DERRY** said, "I'm a try. I'm a call my people (cocaine supplier). You heard?" **MACK** was asking **DERRY** if he had any cocaine. **DERRY** told him that he did not, but would try to get some. While **DERRY** primarily distributed heroin, intercepted communications and information provided by confidential sources, including controlled drug buys, revealed that **DERRY**, **MACK** and other members of the conspiracy also work together to obtain and distribute cocaine, marijuana, and prescription pills.

183. On November 18, 2012, at approximately 8:19 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-338-0799, that read, [ meant to get bac at u on ur count you gave me 6 bac so u owed me for nine you gave me 665 and 550 ]. **TYRONE ELLIS** was telling **WANDA BISHOP** that he supplied her 15 bricks of heroin, and she returned six, so she owed money for nine bricks, however she only paid \$1,215. Subsequent intercepted text messages revealed that **ELLIS** claimed that **BISHOP** owed \$450 more.

184. On November 19, 2012, at approximately 2:31 p.m., an incoming call was received over Ellis Phone 1, from telephone number 609-992-9936, wherein **TYRONE ELLIS** had a conversation with **KAREEM YOUNG**. During the conversation **YOUNG** again provided **ELLIS** with the location of an individual who owed **ELLIS** for previously supplied heroin. **YOUNG** said, "Hey yo, the uh, fuck boy walkin' through the first (village of Stanley Holmes) right now, he ain't strapped (armed) either." **ELLIS** said, "Who out there?" **YOUNG** said, "Right now, uh Geez (**KAMAL ALLEN**) and them was out there, I think they went in uh Shada' or Muslimah' crib (**RASHADA ALLEN's** or **JODI BROWN's** residence, **MYKAL DERRY's** "trap houses"). . . oh he 'bout, he goin' over to meet Koose (**DERRY**), he 'bout to go meet Koose and get some work (heroin)." **ELLIS** said, "He going to Koose right now?" At approximately 2:36

a.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read, [ yo bra real rap that Spanish nigga oh bread ]. **ELLIS** was telling **DERRY** that the individual owed money to **ELLIS**. At approximately 2:50 p.m., a text message was received over Ellis Phone 1 from Derry Phone 9, that read, [ Ima get it how much he no ]. At approximately 6:12 p.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read [ to much bra yo tell maly or one of them niggas hit dat nigga and i got them ]. **ELLIS** was telling **DERRY** to have **ALLEN** ("maly") or another Dirty Block member "hit" the individual who owed a drug debt to **ELLIS**, and that **ELLIS** would pay them. At approximately 6:17 p.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read, [ yea he he owe 1900 ]. Based on intercepted communications wherein **TYRONE ELLIS** discussed with **MYKAL DERRY** and **KAREEM YOUNG** a "hit" **ELLIS** had put out on an identified individual for a drug debt, Case Agents coordinated with the New Jersey State Parole Board and contacted the individual, seeking his cooperation while warning of a possible threat to his safety. However, the individual refused to cooperate with the investigation.

185. On November 20, 2012, at approximately 7:34 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-431-1200, that read, [ let me no how that work is and ur number is 185 now keep up the good work, put five to the side for me ]. **TYRONE ELLIS** was asking **RONALD JOHNSON** if the heroin ("work") was of good quality, and that **ELLIS** would then sell **JOHNSON** bricks of heroin for \$185 each, due to his "good work" selling heroin.

186. On November 20, 2012, at approximately 4:24 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-350-0293, wherein **MYKAL DERRY** had a conversation with **C.W.** During the conversation **C.W.** said, "Hey let me stop by you real quick, and um, drop this book (heroin) off." **DERRY** then instructed **C.W.** to come to the first village of Stanley Holmes. At approximately 8:45 p.m., a text message was sent from Derry Phone 8 to telephone number 609-350-0293, that read, [ Wen u gone get around ]. At approximately 8:46 p.m., a text message was received over Derry Phone 8 from telephone

number 609-350-0293, that read, [ 20 min. Where to? ]. Over several more intercepted communications, **DERRY** directed **C.W.** to a meeting location in the first village of Stanley Holmes, where **C.W.** is believed to have supplied **DERRY** with a quantity of heroin. At approximately 11:26 p.m., a text message was sent from Derry Phone 8 to telephone number 609-437-0327, that read, [ Wat they sayn bout it ]. At approximately 11:27 p.m., a text message was received over Derry Phone 8 from telephone number 609-437-0237, that read, [ I aint hit nobody yet but I gave seed 1 for his flow so in da morning we should see ]. **MYKAL DERRY** was asking **MALIK DERRY** what heroin customers were saying about the quality of heroin that **MYKAL** supplied to **MALIK**. **MALIK** responded that he gave **SAEED ZAFFA, a/k/a "Seed,"** one brick for his heroin customers ("flo") and the rest had yet to be sold. At approximately 11:28 p.m., a text message was sent from Derry Phone 8 to telephone number 609-437-0327, that read, [ Let the bitch mu chek it out ]. After **MALIK** confirmed that he would do as instructed, at approximately 11:30 p.m., a text message was sent from Derry Phone 8 to telephone number 609-437-0237, that read, [ Yea word get on that cuz im trynna make a move wit that but i cant do it unless i no the shit iz gud ]. **MYKAL** was telling **MALIK** to give some of the heroin that was supplied by **C.W.** to **JODI BROWN, a/k/a "Mu,"** to sample. **MYKAL DERRY** and other members of the conspiracy worked together to acquire heroin at the lowest price. **MYKAL DERRY** wanted to purchase more heroin from **C.W.**, however he wanted to confirm the quality of the heroin before he did so, due to the reported low quality of heroin previously supplied by **C.W.** (paragraph 163).

187. On November 20, 2012, at the direction of Case Agents, ACPD located **KAREEM BAILEY** and initiated surveillance on him in an effort to determine if he was in possession of a handgun (paragraph 175). ACPD observed **BAILEY** conduct what appeared to be several hand-to-hand drug transactions, and initiated contact with **BAILEY**. **BAILEY** fled on foot and was apprehended after a short foot pursuit. **BAILEY** was arrested and found in possession of approximately three grams of cocaine. On November 21, 2012 at approximately 10:29 a.m., an

incoming call was received over Derry Phone 8 from telephone number 609-226-6812, wherein **MYKAL DERRY** had a conversation with **BAILEY**. During the conversation they discussed that **BAILEY** had called **DERRY** in the middle of the night to obtain bond money. **BAILEY** said, "Yeah I got bailed out like at two something in the morning." **DERRY** said, "What they (police) um, lock you up for some yolk (cocaine)?" **BAILEY** said, "Yeah, they tryin' to say somebody called 'em and said I had work on me and shit." **DERRY** said, "I'm sayin' I'm glad you wasn't strapped (armed with a handgun), you'd a probably whipped out on them pussies (fired handgun at police)." **BAILEY** said, ". . . I was plannin' on bringin' my joint (handgun), but if I'd a brought my joint out I would'a started dumpin (firing). . ." Your Affiant knows that a "strap" is a reference to a handgun, and that being "strapped" refers to being armed. **DERRY** and **BAILEY** were discussing that **BAILEY** did not have his recently acquired handgun (paragraph 175) on him at the time of his arrest, and that if he would have had it, he would have fired at the police officers who chased him.

188. On November 21, 2012, at approximately 8:50 a.m., an incoming call was received over Ellis Phone 1 from telephone number 609-271-8064, wherein **TYRONE ELLIS** had a conversation with **RAYSHELL STRONG**. During the conversation **ELLIS** said, "I aint' traveling yet, trying to get back on the road (travel to acquire more heroin). . . I be at fat boy' crib (**FRANKLIN SIMMS**' residence)." **STRONG** said, "I'm not coming back that way." At approximately 9:12 a.m., a text message was sent from Ellis Phone 1 to telephone number 856-332-9655, that read, [ now im waitin on some moneyfrom my sister ]. **ELLIS** was waiting at **SIMMS**' residence for **STRONG** to bring proceeds from the sale of previously supplied heroin so that he could travel to Paterson, New Jersey, to purchase more. Surveillance units observed and photographed **STRONG** arriving in her previously identified Chevy Suburban at **SIMMS**' residence at 602 North Michigan Avenue. **STRONG** entered the residence where she met with **ELLIS** and **SIMMS**. At approximately 11:41 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-457-9288, that read, [ what u looking like ].

At approximately 11:44 a.m., a text message was received over Ellis Phone 1 from telephone number 609-457-9288, that read, [ As right now 300 ]. **RONALD JOHNSON** was telling **ELLIS** that he had collected \$300 in heroin proceeds so far. At approximately 12:04 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-457-9288, that read, [ swing through cuz spot ]. At approximately 12:41 p.m., surveillance units observed **JOHNSON** arrive at 602 North Michigan Avenue in his previously identified Dodge Charger, where he met with **ELLIS** and delivered proceeds from the sale of previously supplied heroin. A short time later, the Charger departed and was followed to the apartment building at 1711 Arctic Avenue, which is known to your Affiant to be **JOHNSON's** residence. (Intercepted communications revealed that **JOHNSON** uses both telephone numbers 609-431-1200 and 609-457-9288 to conduct drug trafficking.)

189. On November 21, 2012, at approximately 1:01 p.m., a text message was sent from Derry Phone 8 to telephone number 609-992-3629, that read, [ Cooln tryinna get my hands on sumthn but at the same time i waz wondering u could holla at ur boy that do the car auction thang i got bout 5 raks ]. Based on subsequent intercepted conversations, **MYKAL DERRY** was informing the (unidentified) user of telephone number 609-992-3629 that **DERRY** was looking to purchase a vehicle and had \$5,000 ("5 raks") in proceeds from the sale of heroin to spend. (On November 23, 2012, at approximately 2:49 p.m., surveillance units observed **DERRY** and **KIMBERLY SPELLMAN** at the Shore Mall in Egg Harbor Township, New Jersey, at the Motor Vehicle Commission ("MVC"). **DERRY** and **SPELLMAN** were observed leaving the MVC and affixing New Jersey license plate M12-CRZ to a blue Jeep Grand Cherokee. The rear window to the Jeep displayed "4/S 609 517 6274 142,00 ML \$4,500-". A registration check of New Jersey M12-CRZ returned to a blue 2001 Jeep Grand Cherokee, to **KIMBERLY SPELLMAN**, PO Box 1594, Pleasantville, New Jersey, registered on November 23, 2012.<sup>24</sup> **DERRY** and **SPELLMAN** used proceeds from the sale of heroin and cocaine to purchase the Jeep.)

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<sup>24</sup> Case Agents interviewed the previous owner of this vehicle, who reported that he received \$4,300 in U.S. currency from a black female

190. On November 21, 2012, at approximately 1:20 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Wat they say bout that food lil bra ]. At approximately 1:21 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ A sniffer said it was ard I ain't give it to no shooters yet ]. **MYKAL DERRY** was asking **SAEED ZAFFA** what heroin customers were saying about the quality of the heroin ("food") that **DERRY** had acquired from **C.W.** (paragraph 186). **ZAFFA** replied that a user who sniffs heroin said it was alright ("ard"), but that **ZAFFA** had not yet sold the heroin to any users who inject ("shooters") the heroin. Your Affiant knows that the effects of heroin on the user can be different depending on the method of use, and the chemical makeup of the heroin. As "cut" or other additives are added to the heroin to increase its quantity, the quality is perceived differently by different methods of ingestion. (Telephone number 609-816-6520 is subscribed to a fictitious name. **ZAFFA** was identified as the user through physical surveillance of meetings related to intercepted communications.)

191. On November 22, 2012, at approximately 12:30 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Where's that pound (handgun) at?" **DERRY** said, "Um, under uh, under Mu (**JODI BROWN**) mattress." **ALLEN** said, "Yeah, I'm about go get this nigga Yac (rival drug dealer Y.N.). . . yeah, he down at the Chelsea." **ALLEN** was inquiring about a handgun that **DERRY** said was stored at **BROWN's** residence in Stanley Holmes. Further, **ALLEN** wanted the handgun because he had seen Dirty Block rival Y.N. at a party in an Atlantic City hotel. At approximately 12:33 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-1558, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **DERRY** said, "What it's some type

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(unknown to the previous owner) who was pregnant at the time, accompanied by a black male (unknown to previous owner). The previous owner reported that the sale took place at the DMV office in Egg Harbor Township, New Jersey.

a party or something?" **ALLEN** said, "Yeah, at the Chelsea." **DERRY** said, "Listen, this is what I'm tellin' you to do, take Dirt (Derreck Mack) and them (Dirty Block "youngin's") with you, you heard." **ALLEN** said, "I am . . . I already know, I'm on it." At approximately 1:32 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **ALLEN** asked **DERRY** if he was in the area, and stated that he (**ALLEN**) needed a vehicle. **ALLEN** said, "They (unknown individuals) here, I got the blicky (handgun) on me now, they come on with their two little girl cousins, I ain't about to do nothing, hop in the wheel (vehicle) with them." At approximately 2:53 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-1558, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **ALLEN** said, "Shit man, they, none of the niggas (associates) had mother fuckin' wheels (a vehicle) to get up out of there." **DERRY** said, "You good?" **ALLEN** said, "Yeah, I'm G." **ALLEN** was in possession of a handgun that had been retrieved from **BROWN'S** residence, with the intent to shoot at Y.N., however, **ALLEN** was unable to locate a vehicle from which to leave the scene afterwards, and therefore **ALLEN** did not take any action. (On December 24, 2012, **DERRY**, **ALLEN** and other members of the conspiracy assaulted and robbed Y.N. at an Atlantic City casino, paragraphs 252-256.)

192. On November 23, 2012, at approximately 2:56 p.m., an incoming call was received over Ellis Phone 1 from telephone number 215-554-9121, wherein **TYRONE ELLIS** had a conversation with an Unknown Male ("UM"). During the conversation UM said, "What'd you do last night?" **ELLIS** said, "I was just like, um, doin' a little bit of work, and stuff, I was just um, getting' them (heroin bags) stamped and a whole bunch of stuff. Stampin', stampin', stampin', stamp all day, bag all night . . . I do it like ahead of time, even if I don't got nothing (heroin) I just do it like if ain't doin' nothin', I just do it, that's the whole thing, that's half the battle, to getting' them bags with stamps out, stamp, stamp, stamp, stamp, so you got it ready to go." **ELLIS** was telling UM that **ELLIS** was stamping heroin bags in

preparation for packaging and distributing heroin. However, it was learned that **ELLIS'** supplier in Paterson, New Jersey, **M.T.**, supplies pre-bagged and stamped heroin. Later in the conversation, **ELLIS** said, "That's what I'm waiting for now, he (another heroin supplier) told me after Thanksgiving . . . when I go bust another move up north (rob or defraud **M.T.**), and gotta have another outlet (heroin supplier), you know what I'm sayin'." **ELLIS** was discussing a previously discussed plan to rob or defraud **M.T.** of a large quantity of heroin and **ELLIS'** desire to have another heroin supplier ready, as he would not be able to return to Paterson. **ELLIS** was pre-stamping bags because the alternate supplier would supply **ELLIS** with raw powder heroin.

193. On November 24, 2012, at approximately 4:51 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-705-3411, wherein **MYKAL DERRY** had conversations with K.W.1, **SHAAMEL SPENCER** and others. K.W.1 and **SPENCER** were incarcerated at the Atlantic County jail and were speaking to **DERRY** over a three-way call. During the conversation **DERRY** said, "Yo did Poppi-what-you-need (**DOMINIQUE VENABLE**) send them pods (drugs)." K.W.1 said, "He try to say that you ain't give him nothing." **DERRY** said, "He stylin' bro, 'cause Geez (**KAMAL ALLEN**), listen my nigga Geez is selling the bud (marijuana) and I call, I had to give Geez some bread (money) because he hit (supplied) Poppi-what-you-need ." K.W.1 said, "He said you ain't give him shit." **DERRY** was telling K.W.1 that he and **ALLEN** provided **VENABLE** with drugs (marijuana and prescription medication) to be smuggled into the jail and given to Dirty Block members (paragraph 176). K.W.1 was telling **DERRY** that he did not receive any of the smuggled drugs.

194. On November 24, 2012, at approximately 5:40 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-203-2545, wherein **MYKAL DERRY** had a conversation with **DWAYNE TOWNSEND**. During the conversation **DERRY** discussed acquiring marijuana from **TOWNSEND**. **DERRY** said, "Let me get that (marijuana), yo, how much bread (money) you got?" **TOWNSEND** said, "I got ninety dollars, I got a dollar (\$100) and a bundle." **DERRY** said, "I'm 'bout to come bring you

three Bs (bundles of heroin)." **TOWNSEND** said, "Alright." **DERRY** said, "For that dollar (\$100), where you at?" **TOWNSEND** said, "I'm on the ave nigga." Subsequent intercepted communications confirmed that **DERRY** met with **TOWNSEND** to supply him with heroin. At approximately 9:15 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-203-2545, wherein **DERRY** had another conversation with **TOWNSEND**. **TOWNSEND** said, "I need three of them shits (bundles of heroin) yo." **DERRY** said, "Three Bs?" **TOWNSEND** said, "Yeah." **DERRY** again met with **TOWNSEND** and supplied him with a quantity of heroin.

195. On November 25, 2012, at approximately 5:12 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "Hey yo nigga you went back to the spot (**JODI BROWN'S** "trap house") already?" **TOULSON** said, "Yeah, I'm in here right now." **DERRY** said, "Yo grab that um, 'B' ("blick"/handgun) I left on top of the thing, hold that for me you heard." **TOULSON** said, "On top of the what? What thing, oh up there where you always reach at?" **DERRY** said, "Yeah, hold that." **DERRY** was telling **TOULSON**, who was at their primary "trap house," to take possession of a handgun, that had been secreted in an unknown location.

196. On November 25, 2012, at approximately 5:32 p.m., a text message was received over Derry Phone 8 from telephone number 856-877-7435, that read, [ Can u come through ]. At approximately 5:33 p.m., a text message was sent from Derry Phone 8 to telephone number 856-877-7435, that read, [ How many ]. At approximately 5:33 p.m., a text message was received over Derry Phone 8 from telephone number 856-877-7435, that read, [ New or same ]. At approximately 5:34 p.m., a text message was sent from Derry Phone 8 to telephone number 856-877-7435, that read, [ New ]. At approximately 5:35 p.m., a text message was received over Derry Phone 8 from telephone number 856-877-7435, that read, [ 4 ]. As in previous transactions, **P.J.L.** was asking **MYKAL DERRY** if the heroin he had to supply was the same as previously

supplied ("New or same"). After **DERRY** informed him that it was new, **P.J.L.** ordered a quantity ("4") of heroin.

197. On November 25, 2012, at approximately 9:02 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Hey yo, that joint (handgun) in Mu's (**JODI BROWN**) crib?" **DERRY** said, "Yeah." **ALLEN** said, "She know it in there?" **DERRY** said, "Yeah, she know where's it at." **ALLEN** said, "Alright call her and let her know, I'm about to send Erk (**KASAN HAYES**) to grab it." **ALLEN** was asking **DERRY** if a handgun was stored at **BROWN's** residence, and that he was going to send **HAYES** to retrieve the handgun. At approximately 9:03 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-224-3939, wherein **DERRY** had a conversation with **BROWN**. During the conversation **BROWN** informed **DERRY** that she was at a "detox" center, but that she did not have enough heroin in her system to be admitted. **DERRY** said, "That thing (handgun) you heard, I need it." **BROWN** told **DERRY** that access to her residence could be gained through a bathroom window. At approximately 9:04 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-1558, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **DERRY** said, "Mu (**BROWN**) said she is on the bus on her way home, but if you can get someone into the bathroom window, you can get in there, you heard. You gotta get a nigga like Tweek (**DWAYNE TOWNSEND**) to get in there because he climbed in there for me before." At approximately 9:05 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-224-3939, wherein **MYKAL DERRY** had a conversation with **BROWN**. During the conversation **BROWN** said, "Its right underneath of that second pillow in the corner, okay." **BROWN** was giving **DERRY** exact instructions as to the location of the handgun stored at her residence.

198. On November 26, 2012, at approximately 12:00 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-226-6812, wherein **MYKAL DERRY** had a conversation with **TERRY DAVIS**. During the conversation **DAVIS** said, "Hey mother fucker, what's up with

the food (ammunition) for the nine (9 millimeter handgun) I bought?" **DERRY** said, "I can't get to them right now because they are in the crib (residence) you heard." **DAVIS** said, "Yeah tomorrow I'll probably grab them joints from you or whatever, you hear me." **DERRY** said, "I am gonna try to get you tomorrow you heard." **DERRY** was telling **DAVIS** that he would supply him ammunition for a handgun. This conversation took place over a telephone normally used by **KAREEM BAILEY**, however, voice recognition along with a subsequent conversation between the same parties during which **DERRY** acknowledged that **DAVIS** had **BAILEY'S** telephone, confirmed that it was **DAVIS** asking for the ammunition.

199. On November 26, 2012, at approximately 12:10 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **DERRY** said, "The bitch (**JODI BROWN**) is coming from somewhere . . . I hope she is not bullshitting' that strap (handgun) . . . I said 'alright Mu 'cause mother fuckers need that shit (handgun) . . . 'you keep talking about the bathroom window open'." **ALLEN** said, "The bathroom mother fucking window is locked." **ALLEN** was again trying to access a handgun stored inside **BROWN'S** residence. At approximately 5:10 p.m., a text message was sent from Derry Phone 8 to telephone number 609-431-2633, that read, [ Got the blik ]. At approximately 5:11 p.m., a text message was received over Derry Phone 8 from telephone number 609-431-2633, that read, [ It was inna crib? ]. At approximately 5:12 p.m., a text message was sent from Derry Phone 8 to telephone number 609-431-2633, that read, [ Yea ]. **DERRY** was telling **AREE TOULSON** that he retrieved a handgun ("blik") from **BROWN'S** residence. At approximately 9:32 p.m., a text message was sent from Derry Phone 8 to telephone number 609-224-3939, that read, [ Were u at mumu i havnt been around but tweek got n and got that ]. **DERRY** was telling **BROWN** that **DWAYNE TOWNSEND, a/k/a "Tweek,"** got into **BROWN'S** residence and retrieved the handgun that was stored in there. Further intercepted communications revealed that **DERRY** and/or **TOWNSEND** obtained access to **BROWN'S** residence by breaking a window.

200. On November 27, 2012, at approximately 10:34 a.m., an incoming call was received over Ellis Phone 1 from telephone number 609-271-8064, wherein **TYRONE ELLIS** had a conversation with **RAYSHELL STRONG**. **ELLIS** and **STRONG** discussed their concern that law enforcement was actively seeking **ELLIS**. **STRONG** informed **ELLIS** that she learned from others that **ELLIS** had put a "hit" out on individual, and that law enforcement was aware of that fact and was going to relocate the individual for his own safety. **ELLIS** said, "Nah, that little nigga Crash (**KAREEM YOUNG**), that little nigga police (informant) somebody said that shit . . . that's the only nigga I told that shit to, Crash." **ELLIS** was telling **STRONG** that he believed **YOUNG** informed law enforcement of the "hit" due to the fact that **ELLIS** believed he only told **YOUNG** about wanting to put a hit on the individual (paragraphs 179, 180, 184). **ELLIS** went on to explain that while **ELLIS** had been looking for the individual, he had a conversation with **YOUNG**, and offered **YOUNG** money to "hit" the individual.

201. On November 27, 2012, at approximately 1:04 p.m., a text message was sent from Derry Phone 8 to telephone number 609-437-0327, that read, [ If u c crash get my bread from him 160 ]. At approximately 1:05 p.m., a text message was received over Derry Phone 8 from telephone number 609-437-0327, that read, [ Aight ]. **MYKAL DERRY** was asking **MALIK DERRY** to collect \$160 from **KAREEM YOUNG**, a/k/a "Crash." Your Affiant knows, based on intercepted communications, that **DERRY** and **YOUNG** had been conducting numerous meetings throughout this and previous days. \$160 was the approximate price that **DERRY** was charging for one brick of heroin. At approximately 2:27 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-9936, wherein **MYKAL DERRY** had a conversation with **YOUNG**. During the conversation, **DERRY** said, "What's good, yo hey yo, you got rid of that (sold previously supplied heroin)?" **YOUNG** said, "Nah buddy, I still got a couple left buddy, I got you buddy." **YOUNG** was telling **DERRY** that he had not sold all of the previously supplied heroin, but that he had enough money to re-pay **DERRY** ("I got you").

202. On November 27, 2012, at approximately 1:30 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON**. During the conversation **BOSTON** said, "I want to get two (bricks of heroin), do it, do it the same way we did yesterday." **DERRY** said, "Alright." **BOSTON** said, "I'm goin' to the spot, call me when you want me to come around." Through a series of intercepted communications it was learned that **DERRY** met **BOSTON** and supplied him with a bundle of heroin in addition to the two bricks ordered. At approximately 3:06 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **DERRY** had another conversation with **BOSTON**. **DERRY** said, "Yeah what you talkin'?" **BOSTON** said, "Um two (bricks of heroin)." Subsequent intercepted communications confirmed that **DERRY** met with **BOSTON** and supplied him with a quantity of heroin.

203. On November 27, 2012, at approximately 3:21 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS, a/k/a "Black."** During the conversation **DAVIS** said, "What's the name of that shit (heroin stamp)?" **DERRY** said, "Yeah, Grand Opening." **DAVIS** said, "Alright, hey yo, I need two of them joints (bricks of heroin)." **DERRY** said, "Alright, where you at, in the hood?" **DAVIS** said, "Yeah, I'm right here by Oceanside." After a series of subsequent intercepted communications discussing a meeting location, at approximately 4:18 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-9857, wherein **DERRY** had another conversation with **DAVIS**. **DERRY** said, "I'm at the crib (**JODI BROWN'S** residence) bro." **DAVIS** said, "I'm at the back door." **DERRY** could then be heard saying, "Open the door for Black." **DERRY** then supplied **DAVIS** with a quantity of heroin.

204. On November 28, 2012, at approximately 12:07 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-338-0799, that read, [ Whats the verdict they like it ]. At approximately 12:12 p.m., a text message was received over Ellis Phone 1 from telephone number 609-338-0799, that read, [ Just one so far said it burnz i just

hit my ppls but dey didnt hit me bak mreless itz been slow motion lately so im just goin wit da flo it getz greater ]. **TYRONE ELLIS** was asking **WANDA BISHOP** what customers were saying about heroin he had supplied to her. **BISHOP** replied that one customer reported that the heroin "burnz." Intercepted communications confirmed that it was believed by **M.T.** and others that the recently supplied heroin was too strong and caused pain to users who ingested heroin through nasal inhalation.

205. On November 28, 2012, at approximately 6:55 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-225-2009, that read, [ Yo what u lookin like on the bread the bitch said she will bring it ]. At approximately 7:00 p.m., a text message was received over Ellis Phone 1 from telephone number 609-225-2009, that read, [ 650 ]. At approximately 7:09 p.m., a text message was received over Ellis Phone 1 from telephone number 609-225-2009, that read, [ Wat the tab ]. At approximately 7:33 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-225-2009, that read, [ 1485 ]. At approximately 9:35 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-225-2009, that read, [ How u dry and you ony got 750 ]. **TYRONE ELLIS** was telling **FRANKLIN SIMMS** that **SIMMS** owed 1485 ("the tab") for previously delivered heroin. Further, **ELLIS** was asking **SIMMS** how **SIMMS** was out of heroin ("dry") yet only had \$750 in heroin proceeds collected.

206. On November 29, 2012, after a series of exchanged text messages between **MYKAL DERRY** and **JODI BROWN**, wherein **BROWN** informed **DERRY** that she had been told that the window to her residence was broken, at approximately 8:15 a.m., a text message was received over Derry Phone 8 from telephone number 609-224-3939, that read, [ I just got here this is fucked up u allowed this nigga to bust my window ]. At approximately 10:16 a.m., a text message was sent from Derry Phone 8 to telephone number 609-224-3939, that read, [ Star prolli did that shit im on my way ]. At approximately 10:21 a.m., a text message was received over Derry Phone 8 from telephone number 609-224-3939, that read, [ No he didnt yall did this getten that smith(wesson) ]. **BROWN**

was telling **DERRY** that her window was broken, and that it occurred when **DERRY** and/or **DWAYNE TOWNSEND** broke the window while entering the residence to retrieve a stored handgun ("smith(wesson"). Further, intercepted communications between **MYKAL DERRY** and **MALIK DERRY** revealed a plan to remove items from **BROWN's** residence in an attempt to make it appear as if somebody had forced entry to commit a burglary, or to blame **BROWN's** boyfriend, a heroin user referred to as "Star."

207. On November 29, 2012, at approximately 1:27 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 941-545-1611, wherein **MYKAL DERRY** had a conversation with **M.F.** During the conversation **M.F.** said, "Who's this?" **DERRY** said, "This Koose." **M.F.** said, "Yo, um, nah, 'cause bro (**M.T.**) was trying to get in touch with Ali (**TYRONE ELLIS**)."  
**DERRY** said, "Oh yeah, I was talkin' to that nigga yesterday, he called me and shit, what's up with him, you need me to get in touch with him?" **M.F.** said, "Yeah, 'cause um, he (**M.T.**) wanted to let him (**ELLIS**) know, 'cause I'm getting' low (on heroin supply) I'm damn near getting' low on that shit, they (heroin customers) goin' crazy over it." **DERRY** said, "I know, I'm 'bout to uh, text you this nigga (**ELLIS**) number." During several intercepted communications, including directly with **ELLIS**, **M.T.** and **M.F.** have referred to **ELLIS** as "'Li or Ali." **M.F.** was asking **DERRY** for **ELLIS'** new telephone number. (Ellis had changed the assigned telephone number for Ellis Phone 1.) At approximately 1:30 p.m., a text message was sent from Derry Phone 8 to telephone number 941-545-1611, that read, [ 6463990205 ], which your Affiant knows was a telephone number previously assigned to Ellis Phone 1. At approximately 1:37 p.m., a text message was received over Ellis Phone 1 from Derry Phone 9, that read, [ They got sumthn proper now ]. At approximately 4:35 p.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read, [ Whats the name ]. At approximately 4:36 p.m., a text message was received over Ellis Phone 1 from Derry Phone 9, that read, [ Coors lite ]. At approximately 4:37 p.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read, [ Man they gave me men in

black im sick ]. At approximately 4:45 p.m., a text message was sent from Ellis Phone 1 to Derry Phone 9, that read, [ Is it taped up ]. Several more text messages were exchanged between Ellis Phone 1 and Derry Phone 9, wherein **ELLIS** and **DERRY** discussed heroin stamps ("Coors lite" "men in black") and forms of packaging ("taped up") for bricks of heroin known by your Affiant to have been supplied by **M.T.** and **M.F.** (Telephone number 941-545-1611 is subscribed to a fictitious name. **M.F.** was identified as the user through physical surveillance of meetings related to intercepted communications.)

208. On November 29, 2012, at approximately 1:46 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-225-2502, wherein **MYKAL DERRY** had a conversation with **LAMAR MACON, a/k/a "Gunner."** During the conversation **MACON** could be heard talking to an unknown heroin customer in the background. **MACON** said, "I'm telling you I gotta go get it (heroin), I'm sayin' its right up the street bro, to the hood, to the projects (Stanley Holmes) yeah, I'm gonna jump on the bike." **DERRY** said, "Hey yo, who that? What they (customer) tryin' to do Gunner?" **MACON** said, "He's tryin to do a bun (purchase a bundle of heroin)." **DERRY** said, "Alright, I'm right here across the street . . . tell the nigga, tell him to stay right there." **MACON** could then be heard again talking to the unknown heroin customer in the background, **MACON** said, "Yo he (**DERRY**) right here bro." **MACON** was selling heroin to customers in the tourism and shopping district adjacent to Stanley Holmes and had arranged for the sale of a bundle of heroin. **MACON** was calling **DERRY** to arrange a meeting wherein he could be supplied with heroin, however **DERRY** observed **MACON's** meeting with the customer and was telling **MACON** he would come and make the sale himself.

209. On November 29, 2012, at approximately 4:46 p.m., an incoming call was received over Ellis Phone 1 from telephone number 941-545-1611, wherein **TYRONE ELLIS** had a conversation with **M.F.** During the conversation **M.F.** said, ". . . Koose (**DERRY**) got the names (heroin stamps), I don't really want to say them on the jack (telephone), but he got the names." **ELLIS** said, "It's the taped up

shit (bricks of heroin wrapped tightly, making it difficult to break into smaller bundles)?" **M.F.** said, "Nah, this shit come from a whole different type of people." Later, **M.F.** said, ". . . you ask Koose (**DERRY**), that shit, Koose got that shit, uh, that shit good as hell, what's the name of the. . ." **ELLIS** said, "Nah, he (**DERRY**) just hit me, he just hit (sent text message) me and told me everything's fine." **M.F.** said, "Yeah, Coors Light. . ." After **MYKAL DERRY** received a call over Derry Phone 8 from **M.F.** regarding **M.F.** contacting **ELLIS**, **DERRY** used Derry Phone 9 to send a text message to **ELLIS** regarding **M.F.'s** good quality heroin ("sumthn proper now").

210. On November 30, 2012, at approximately 10:00 a.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-225-2009, wherein **TYRONE ELLIS** had a conversation with **FRANKLIN SIMMS**. During the conversation **ELLIS** said, "Nah my nigga that shit (recently supplied heroin) is bangin' (good quality)." **SIMMS** said, "That's what he said, that shit was good, and that shit wasn't really all that good, you know." **ELLIS** said, ". . . my man say if it's a banger, it's a banger . . . remember all the uh, the other shit (previous heroin supply) I bringed you that was rockin' and shit, them niggas (Paterson area heroin suppliers), them niggas got bagged (arrested), that's why I'm like 'how the fuck they keep givin' me this shit?', they got bagged, nigga got caught with nine pounds of heroin." Later, **SIMMS** said, "The, I'm talkin' about the Coors Light (heroin stamp) joint." **ELLIS** said, "Nah, I'm talkin' 'bout the shit (heroin supply) we got right now." **SIMMS** said, "Oh, the M-I-B (heroin stamp), they (heroin customers) said that joint was alright. . ." **ELLIS** said, "Oh, I just gotta grab a whole bunch off a, somebody (**WANDA BISHOP**) 'cause they ain't gave, said they couldn't move it so I'm . . . ." **SIMMS** said, "But yo, I'm a need uh, some yolks (cocaine) too." **ELLIS** said, "What you almost done (sold previously supplied cocaine)?" **SIMMS** said, "Yeah, I'm almost done that." **ELLIS** said, "Let me hit him (**RONALD JOHNSON**), I'm a have him swing through there you heard, because one of the, the um, the people (**BISHOP**) said they couldn't move it, so I'm just about to get like thirty pieces back (30 bricks of heroin)."

**ELLIS** and **SIMMS** were discussing reports from users that heroin they recently obtained from Paterson was of low quality. **ELLIS** also explained that he believed **M.T.'s** and **M.F.'s** heroin suppliers were arrested with nine pounds of heroin. Further, intercepted communications revealed that while **BISHOP** was returning large quantities of un-sold heroin, **JOHNSON** told **ELLIS** he could sell them. At approximately 10:05 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-431-1200, that read, [ Need you to go pass cuz spot and grab a stack ]. **ELLIS** was telling **JOHNSON** to go to **SIMMS'** residence and pick up a supply of heroin. At approximately 10:25 a.m., surveillance units observed **JOHNSON** arrive in his previously identified Dodge Charger at **SIMMS'** residence of 602 North Michigan Avenue. **JOHNSON** exited the charger and entered **SIMMS'** residence, where he was supplied with heroin by **SIMMS**. At approximately 10:35 a.m., **JOHNSON** exited the residence, and departed in the Charger.

211. On December 1, 2012, at approximately 8:50 p.m., a text message was received over Derry Phone 8 from telephone number 856-203-2545, that read, [Shit. I need three bricks right now]. At approximately 8:53 p.m., a text message was sent from Derry Phone 8 to telephone number 856-203-2545, that read, [Were u at bitch]. At approximately 8:55 p.m., a text message was received over Derry Phone 8 from telephone number 856-203-2545, that read, [By carvahall]. At approximately 9:14 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-203-2545, wherein **MYKAL DERRY** had a conversation with **DWAYNE TOWNSEND**. During the conversation **DERRY** said, "What's up bro, you playing with it, or you want that (three bricks of heroin) man?" **TOWNSEND** said, "No walahi nigga I need that nigga." **DERRY** said, "Alright, I'm around there (Carver Hall apartments)." Subsequent intercepted communications confirmed that **DERRY** met with **TOWNSEND** near the Carver Hall apartments and supplied him with heroin.

212. On December 3, 2012, at approximately 7:05 a.m., **MYKAL DERRY** and **MALIK DERRY** discussed "The Wire," a popular HBO series about

the wiretap investigation of a Baltimore, Maryland drug gang. In that conversation the **DERRY** brothers each stated that they had "all the seasons" of "The Wire," even while they were, ironically, unaware that they were being intercepted on a wire at the time. **MYKAL's** avid interest in "The Wire" was apparent from another conversation, on December 24, 2012, with K.D., wherein **MYKAL** compared K.D. to "Brother Mouzone," a character on "The Wire" who plays the role of a hitman.

213. On December 3, 2012, at approximately 1:02 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-553-5045, wherein **MYKAL DERRY** had a conversation with an unknown male heroin distributor ("UM"). During the conversation UM said, "I'm in the hood (Stanley Holmes) where you at?" **DERRY** said, "Um, yo you see little Ibn (**IBN ABDULLAH**) out there?" UM said, "You said Ibn?" **DERRY** said, "Yeah, Ibn with the dreads (dreadlocks)." UM said, "Oh, no, I'm cutting through the second (village of Stanley Holmes) right now." **DERRY** said, "Alright, he in the first (village), I'm gonna tell him you out there." UM asked **DERRY** for his location, however, **DERRY** responded by directing UM to **ABDULLAH**. Through numerous intercepted communications your Affiant has learned that **DERRY's** modus operandi with certain heroin customers was to discuss only a meeting location, while the purpose of the meeting was to conduct a drug transaction. After **DERRY** informed UM of **ABDULLAH's** location, UM responded, "Good lookin' 'cuz," as UM believes **DERRY** was directing UM to an alternate supplier. At approximately 1:03 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-8305, wherein **DERRY** had a conversation with **ABDULLAH**. **DERRY** said, "Yo, little nigga (UM) coming through the hood right now for that (heroin), you heard." **ABDULLAH** said, "Bro that little ass nigga gonna be mad as hell bro, I only got three rubber bands (bundles of heroin) left." **DERRY** said, "Alright, well give that to him, fuck it." **DERRY** directed **ABDULLAH** to sell his remaining heroin to UM.

214. On December 3, 2012, at approximately 1:50 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-271-8064, that read [ Yo have him call me real fast ]. **TYRONE ELLIS** was telling

**RAYSELL STRONG** to have her cousin, **JEFFREY HARVEY**, a/k/a "**Jay**," call him to discuss drug trafficking. At approximately 1:59 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-576-1348, wherein **ELLIS** had a conversation with **HARVEY**. During the conversation **HARVEY** said, "This is Shell (**STRONG**) and them's cousin, Jay." **ELLIS** and **HARVEY** then discussed the low quality of heroin recently supplied to **HARVEY** by **STRONG**. **ELLIS** said, "Most of your people (heroin customers) what they play with the nose (inhale) or they jump shooters (inject) or what?" **HARVEY** said, "I mean you know, they all the way around the board. . ." **ELLIS** said, ". . . I would have dealt with you hands on (rather than through **STRONG**), you know what I'm sayin', give you a better number (price) and everything. The number (price) she (**STRONG**) gave you yesterday, yeah that's the number she giving you, you know what I'm saying, because she making the move (marking up the price). . ." **HARVEY** said, "Yeah of course, and I respect that." Later **HARVEY** said, ". . . she'll tell you man, I can move crazy mother fuckin' units (sell lots of heroin), as long as the shit is fucking proper (good quality) . . . she'll (**STRONG**) tell you and check this shit out, mother fucker, like that Total Recall (heroin stamp) that was out, that you had, and that Louie the Thirteenth (heroin stamp) . . . if you keep that shit, that shit will have, that had mother fuckers (heroin customers) going crazy." Later **ELLIS** said, "I lost one of my main players (distributors), so I need another main player man, I can dump it (heroin) on you." **ELLIS** and **HARVEY** discussed further their plans to conduct drug trafficking, including **ELLIS'** troubles with suppliers, distributors, the quality of recently supplied heroin, and prices and quantities for bricks of heroin that **ELLIS** and **HARVEY** could agree on.

215. On December 3, 2012, at approximately 7:31 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-431-1200, wherein **TYRONE ELLIS** had a conversation with **RONALD JOHNSON**. During the conversation **JOHNSON** said, "Hey yo, they (police) got me bro." **ELLIS** said, "They got you?" **JOHNSON** said, "The nigga Mario, I think he called the cops man, they 'bout to bag (arrest) me

and my shorty (girlfriend), I told them listen, I'm a cop to everything, just don't lock my broad up." **ELLIS** said, "Damn. Damn, yo you got work (heroin) on you?" **JOHNSON** said, "Yeah man, them two (bricks of heroin) that you asked me to bring out." **ELLIS** said, "You serious? Fuck." **JOHNSON** said, "Hey yo listen right, put some bread (money) on my books (jail account)." **JOHNSON** was arrested by ACPD during a traffic stop and found to be in possession of two bricks of heroin. The heroin was stamped with "MIB," which was known by your Affiant, through intercepted communications, to have been supplied by **M.T.** and **M.F.** Further, **JOHNSON** was telling **ELLIS** that he was going to accept responsibility for the heroin so that the police would not charge his girlfriend.

216. On December 4, 2012, at approximately 10:20 a.m., a text message was sent from Ellis Phone 1 to telephone number 941-545-1611, that read, [ Want to jus try twenty ]. **TYRONE ELLIS** was telling **M.F.** that he wanted only twenty bricks of heroin to try based on the reported low quality of heroin previously supplied by **M.F.** After several intercepted communications between **ELLIS** and **FRANKLIN SIMMS**, wherein **ELLIS** met with **SIMMS** at his residence and collected proceeds from the sale of previously supplied heroin, surveillance units followed **ELLIS** as he drove with an unidentified female in a white Toyota Corolla bearing New Jersey license plate WWG-17E to Paterson, New Jersey.<sup>25</sup> At approximately 1:19 p.m., an outgoing call was placed from Ellis Phone 1 to telephone number 941-545-1611, wherein **ELLIS** had a conversation with **M.T.** During the conversation **M.T.** said, "Nah, I'm back, I'm back in action, you know what I'm sayin'." **ELLIS** said, "Alright, I'm on my way (to Paterson), you heard." After **ELLIS** sent a text message to **M.T.** indicating the quantity of bricks of heroin that **ELLIS** was prepared to pay for, surveillance units followed **ELLIS** to the apartment buildings at 100 Presidential Boulevard, Paterson, New

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<sup>25</sup> New Jersey WWG-17E is registered to Just Four Wheels, Inc. Records obtained via administrative subpoena reflect that **LATASHA CHERRY** rented this vehicle on December 4, 2012, at 9:39 a.m., out of Vineland, New Jersey. **CHERRY** provided her New Jersey driver's license, and telephone number 856-332-9655, which, as noted above, is subscribed in her name. **CHERRY** has been identified as the user of that telephone number.

Jersey, where **ELLIS** was observed entering the second building. Intercepted communications indicated that **M.F.** was present and coordinated the drug transaction. **ELLIS** exited the building carrying a white plastic bag believed to contain heroin supplied by **M.T.**, which he placed in the trunk of the Toyota. **ELLIS** and the unidentified female then returned to the Atlantic City area.

217. On December 4, 2012, at approximately 10:33 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-225-2502, wherein **MYKAL DERRY** had a conversation with **LAMAR MACON**. During the conversation **MACON** said, "You situated (do you have heroin)?" **DERRY** said, "Nah, I'm waitin' right now my nigga, I'm tryin' to get some shit nigga, and my man 'bout to come down here you heard." **MACON** said, "I can't find none (heroin)." **DERRY** said, "I'm sayin' I'm 'bout to holler at a local nigga and get a couple joints (bricks of heroin) and I'm a hit you back." **DERRY** was out of heroin and was telling **MACON** that he would attempt to locate some for him from a "local" supplier prior to being re-supplied by **M.T.** At approximately 10:34 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-6520, wherein **MYKAL DERRY** had a conversation with **SAEED ZAFFA**. During the conversation **DERRY** asked **ZAFFA** about an alternate heroin supplier. **ZAFFA** said, "Yeah, that's just some bullshit . . . I went up there and shit to go holler at him, see what's up with it, (I) took a little bit (heroin) brought it to my peoples (heroin users), they was like that shit (low quality), as soon as you put that shit inside the wax bags it just gets stuck in the bag." **DERRY** said, "I'm waiting on my man (**M.T.**), he supposed to come down this way to see me (to deliver heroin), so whenever that shit happen, I will holler at you." **DERRY** and **ZAFFA** were working together to obtain heroin. **ZAFFA** had access to a "local" supplier, but was reporting that he received a sample, and it was of low quality.

218. On December 4, 2012, at approximately 12:19 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-513-8646, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "He (**M.F.**) told me that you was gonna come

up (to Paterson, New Jersey) yesterday, but you ain't never come, so I was, I told him to give me your (telephone) number." **DERRY** said, "Alright, I'm a holler at you in a few, you heard." At approximately 12:32 p.m., a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read [ I didn't even c these texts ahki but im on my way my num 25 yo u think the bra could throw me like 15 n i got u coverd plus its the first ]. **DERRY** was ordering 25 bricks of heroin and asked to be "fronted" 15 additional bricks for which he would pay later. At approximately 3:10 p.m., surveillance units observed **DERRY's** previously identified Jeep parked in the parking lot of the apartment buildings at 100 Presidential Boulevard, in Paterson, New Jersey. At approximately 3:16 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-513-8646, wherein **DERRY** had another conversation with **M.T.** **M.T.** said, "You coming, come um, come to the um, sixth floor." **DERRY** said, "Which one (apartment building)?" **M.T.** said, "Uh, building two, the one that you normally come to." **M.T.** was telling **DERRY** to come to the sixth floor of the second apartment building at 100 Presidential Boulevard, where **M.T.** was going to supply him with 25 bricks of heroin. At approximately 3:35 p.m., **M.T.** was observed standing in front of the second apartment building at 100 Presidential Boulevard.

219. On December 4, 2012, after being re-supplied with heroin, **MYKAL DERRY** sent text messages or had conversations with **MALIK DERRY**, **P.J.L.**, **LAMAR MACON**, **AREE TOULSON**, **LAQUAY SPENCE**, **SHAAMEL SPENCER**, , , **SAEED ZAFFA**, and others, informing them that he was on his way back to Atlantic City with heroin. At approximately 5:02 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-0366, wherein **DERRY** had a conversation with **WALLACE BOSTON**, a/k/a "Gator." During the conversation **DERRY** said, "What was your number (bricks of heroin) man?" **BOSTON** said, "Five." **DERRY** said, "I'm 'bout to turn around, come your way." **BOSTON** said, "Okay, hey listen, uh, um, can I get a deal right?" **DERRY** said, "Gator man, and I'm dropping it (price) on you slowly but surely." **DERRY** was telling **BOSTON** that he would supply him with five bricks of heroin, and as **BOSTON** had been

increasing his quantity of heroin purchased per transaction, **DERRY** had been reducing the price he charged.

220. On December 4, 2012, at approximately 8:09 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-453-0434, wherein **MYKAL DERRY** had a conversation with **LAQUAY SPENCE**. During the conversation **SPENCE** said, "Yo you gonna give me, if I cop two of those joints (bricks of heroin), you gonna give 'em to me a-dollar-seventy (\$170) a joint?" **DERRY** said, "One-seventy-five a joint." **SPENCE** said, "One-seventy-five alright, what's, oh yeah, you said that shit good too right, it's a ten or a nine (high quality)?" **DERRY** said, "I don't want to talk over this joint (telephone)." **SPENCE** said, "Oh yeah, bro, bro, bro, bro, my bad, my bad bro, my bad bro, I'm wilin', I'm wilin'." **DERRY** said, "Yeah, where you at?" **SPENCE** said, "I'm right here walking past the Renaissance (shopping plaza)." **DERRY** was agreeing to sell **SPENCE** two bricks of heroin for \$175 each. Further, your Affiant knows that the Renaissance plaza is a strip mall near Stanley Holmes where members of the conspiracy conduct drug sales.

221. On December 4, 2012, at approximately 9:21 p.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-225-2009, wherein **ELLIS** had a conversation with **SIMMS**. **ELLIS** said, "You could um, get a tester to the crib man?" **ELLIS** was asking **SIMMS** to have a heroin user available to test a sample of the heroin and provide an evaluation. **SIMMS** said, "There's one here." After **SIMMS** identified the "tester," **ELLIS** said, "That broken down-ass nigga, that nigga is fucked up, that nigga nose broke. . . I'm saying if you can get somebody else." **ELLIS** did not trust the individual to provide an accurate evaluation as to the quality of a sample of heroin. At approximately 9:37 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-338-0799, that read [ Got something new its good ]. At approximately 9:49 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-271-8064, that read [ Come grab this work ]. At approximately 10:00 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-457-9288, that read, [ Got

something new its good ]. After the heroin was tested, **ELLIS** was informing **WANDA BISHOP**, **RONALD JOHNSON**, and **RAYSHELL STRONG** that the new supply of heroin was available.

222. On December 6, 2012, at approximately 1:32 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Yo how bout the jooks waz cuz car that got token 30 raks a strap n 9 ojz remember yungin waz goin give me sum but if I new better I would have went n got bak wit em ]. **MYKAL DERRY** was telling **KIMBERLY SPELLMAN** that **DERRY's** cousin K.W.2's vehicle was stolen, and that it contained \$30,000 ("30 raks"), a gun ("strap") and nine ounces ("ojzs") of cocaine. ACPD investigators believe this theft was committed by a juvenile associate of **DERRY** (**DWAYNE TOWNSEND's** 13-year-old brother). **DERRY** was reporting that the juvenile told **DERRY** he would give him some of the proceeds of the theft. Your Affiant believes this was due to **DERRY's** status in Dirty Block, and as a precautionary measure to gain **DERRY's** protection. Subsequent intercepted communications revealed that other **DERRY** associates received proceeds from the theft. The juvenile who was believed to have been involved in the theft and another juvenile individual were shot and killed later this same day, while in the presence of K.W.2.

223. On December 6, 2012, at approximately 7:38 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-513-1828, wherein **MYKAL DERRY** had a conversation with **LAMAR MACON**, a/k/a "**Gunner.**" During the conversation **MACON** said, "I'm about to come back through, you ready (to supply more heroin)?" **DERRY** said, "Yeah, I'm saying, hey yo, you got my seventy-five (\$75) right?" **MACON** said, "Nah brah, I got . . . ." **DERRY** said, "You' in the way Gunner." **MACON** said, "You gonna get your shit bro. . . I need three. Matter of fact, just get the whole thing (brick of heroin)." **DERRY** said, "I don't even think they (drug runner) got a whole thing you heard." **MACON** said, "I need a whole one bro, this nigga (customer) about to come grab three (bundles of heroin), then I'm going out in the morning and rip them (sell the remaining two bundles) so." **DERRY** said, "Alright." **MACON** was ordering a brick of heroin, and was also

telling **DERRY** he would provide proceeds from the sale of previously supplied heroin. **DERRY** was telling **MACON** that an unknown individual who was delivering **DERRY's** heroin may not have a "whole" brick left. **MACON** then explained that he already had a customer for three bundles of heroin, and was planning on selling the remaining two bundles in the morning.

224. On December 7, 2012, at approximately 10:04 a.m., a text message was received over Ellis Phone 1 from telephone number 609-271-8064, that read, [ What's up ]. At approximately 10:05 a.m., a text message was received over Ellis Phone 1 from telephone number 609-271-8064, that read, [ Need dat bread tryin make a move ]. **TYRONE ELLIS** was telling **RAYSHELL STRONG** that he needed proceeds ("bread") from previously distributed heroin to purchase more heroin ("make a move").

225. On December 7, 2012, at approximately 12:52 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-425-7811, wherein **TYRONE ELLIS** had a conversation with **TIARRAH TURNER**. During the conversation **TURNER** said, "You need a ride where?" **ELLIS** said, "What the fuck you mean where?" **ELLIS** was questioning **TURNER** because she was aware that he wanted her to again drive from Atlantic City to Paterson, New Jersey to be re-supplied with heroin. **TURNER** said, "How much (payment)?" **ELLIS** said, "There you go." **TURNER** said, "Same price (as before)?" **TURNER** said, "Actually the price went up . . . you doing better (making more money at drug trafficking), I need to do better." Later in the conversation **ELLIS** said, "Hey so what's up man, you going to be able to hit the highway for me or what . . . a taxi, how much does it cost to take, like \$200, I'm not paying for gas." **TURNER** said, "No you got to pay for gas and tolls too." In a subsequent intercepted conversation, **TURNER** said, "I'll pay for the tolls, you pay for the gas. . ." **ELLIS** said, "Listen, you caught a speeding ticket (on a previous trip) and I paid for it." **TURNER** said, "I don't care, what time you want to leave?" **TURNER** and **ELLIS** discussed which vehicle they would take and what time they would leave at. At approximately 5:36 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-425-7811,

wherein **ELLIS** had another conversation with **TURNER**. **TURNER** said, "Yo you want me to come in that alley way?" **ELLIS** said, "I just told you where, Caspian and Michigan Avenue . . . right there on the corner that's all." **ELLIS** was telling **TURNER** to meet him at **FRANKLIN SIMMS'** residence which is near the corner of Caspian Avenue and Michigan Avenue in Atlantic City, New Jersey. (Telephone number 609-425-7811 is subscribed to an individual with the last name "Turner." **TIARRAH TURNER** was identified as the user through physical surveillance of meetings related to intercepted communications.)

226. On December 7, 2012, at approximately 11:18 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-225-2009, that read, [ Yo need a tester ]. After traveling with **TIARRAH TURNER** to acquire heroin in Newark, New Jersey, **TYRONE ELLIS** was telling **FRANKLIN SIMMS** that he needed a heroin user to test the quality. At approximately 11:35 p.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-225-2009, wherein **ELLIS** had a conversation with **SIMMS**. **ELLIS** said, "Nah I said I had needed a tester and shit." **SIMMS** said, "Oh alright, what you at, around my way . . . alright I got you, I'm about to come there now." **SIMMS** agreed to meet **ELLIS** at **SIMMS'** residence. In subsequent intercepted communications, **SIMMS** informed **ELLIS** that a user reported the heroin to be of good quality.

227. On December 9, 2012, at approximately 8:35 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **MACK** said, "Where you at?" **DERRY** said, "I ain't even got none of that shit (heroin) you heard." **MACK** said, "Your bro (**MALIK DERRY**) ain't got nothin' neither?" **DERRY** said, "Nobody got none." **MACK** said, "You got Aunt Aud's number (**A.B.'s** telephone number)?" **DERRY** said, "Yeah." **MACK** said, "When you get right (have heroin to supply), call her, I need you' do the same thing for me, for her though, alright?" **DERRY** said, "Alright." **MACK** said, "Alright, but she need two (quantity of heroin) as soon as you grab that (get supplied with heroin) call her phone." **MACK** asked **DERRY** where he was, and **DERRY** responded "I ain't even got none . . . .", as

their modus operandi was to discuss a meeting location while the purpose of the meeting was to conduct a drug transaction. After **DERRY** informed **MACK** that he did not currently have heroin, **MACK** told **DERRY** that he was going to sell the heroin to **A.B.** and requested that as soon as **DERRY** acquired more heroin, that **DERRY** sell a quantity to **A.B.** for the same price **DERRY** charged **MACK**.

228. On December 10, 2012, at approximately 6:48 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-4974, that read, [ O ard but yea I got u n should let me flip that bread 4 u ]. At approximately 6:48 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-4974, that read, [ How much ]. At approximately 6:52 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-4974, that read, [ The more u spend the more u get ]. It is believed that **MYKAL DERRY** was telling **RASHADA ALLEN** that she should give him money she received from the Federal Emergency Management Agency ("FEMA") to invest in heroin. On December 7, 2012, **ALLEN** received FEMA funding for rental assistance and property damage as a result of damage from Hurricane Sandy in the amount of \$2,884.35. However, **ALLEN's** listed residence for the FEMA assistance was the Stanley Holmes address used at the time solely by **DERRY** as a distribution and storage location for his drug trafficking. Numerous intercepted communications and physical surveillance from October 2, 2012, through December 7, 2012, and beyond, confirmed that **ALLEN** does not reside at the Stanley Holmes location, but rather at her mother's address in Atlantic City, New Jersey.<sup>26</sup> Also, intercepted communications revealed that **DERRY** and others were instructed not to clean up or improve the condition of the residence at the time FEMA inspections were occurring, presumably in order to convey to inspectors the need for compensation. At approximately 6:55 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-4974, that read, [ So ho much if yo do dat I won't have to get

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<sup>26</sup> Further, beginning in January 2013, while **DERRY** still had access to and occasionally used **ALLEN's** residence to conduct drug trafficking, **ALLEN** was sub-letting her assigned public housing residence to an unknown individual.

da bread from my grandma ]. At approximately 6:58 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-4974, that read, [ If u spend the 15 it would b betta cuz u would dubble it m acouple days then u do it again ]. At approximately 7:03 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-4974, that read, [ Well yu can do a stack if yu can do it n a couple days I can pay a bill or two ]. At approximately 7:13 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-4974, that read, [ It go like this u spend a stak u get bak 15 ]. **DERRY** was telling **ALLEN** that if she gave him \$1,000 ("a stack"), he would purchase heroin with it and return \$1,500 to her.

229. On December 10, 2012, at approximately 8:32 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-203-2545, wherein **MYKAL DERRY** had a conversation with **DWAYNE TOWNSEND**. During the conversation **DERRY** said, "Bro you know, you know Keem's brother (K.W.2) was looking for you right?" **TOWNSEND** said, "Man what he looking for me for?" **DERRY** said, "I told him you ain't got nothing to do with that (the theft of K.W.2's car, money, handgun and cocaine, paragraph 222), he said your little brother stole his car or some shit." **TOWNSEND** said, "Man I'm a bust that man. Man listen bro, he's the reason my little brother's dead bro." Prior to this conversation, surveillance units observed and photographed a meeting between **DERRY** and K.W.2, after the meeting was arranged during intercepted conversations. **DERRY** was warning **TOWNSEND** that K.W.2 was looking to harm **TOWNSEND** over **TOWNSEND's** involvement in the theft of K.W.2's vehicle. **TOWNSEND** then explained that K.W.2 was responsible for the death of **TOWNSEND's** juvenile brother.

230. On December 11, 2012, at approximately 6:45 a.m., a text message was sent from Ellis Phone 1 to telephone number 609-425-7811, that read, [ U ready for another move ]. **TYRONE ELLIS** was asking **TIARRAH TURNER** if she was available to drive him from Atlantic City to Paterson, New Jersey, to acquire more heroin. At approximately 8:07 a.m., an outgoing call was placed from Ellis Phone 1 to telephone number 941-545-1611, wherein **ELLIS** had a conversation with **M.F.**

During the conversation **ELLIS** said, "Let me know (if **M.T.** has heroin to supply), I'm trying to come up there (Paterson) today." **M.F.** said, "Alright, I'm gonna call him (**M.T.**) right now." At approximately 10:06 a.m., a text message was received over Ellis Phone 1 from telephone number 941-545-1611, that read, [ Bra said head up ]. **ELLIS** was communicating with **M.F.** to be re-supplied with heroin, as **M.F.** was coordinating with **M.T.** to have the heroin supplied to the distribution location. At approximately 11:05 a.m., an incoming call was received over Ellis Phone 1 from telephone number 609-425-7811, wherein **ELLIS** had a conversation with **TURNER**. During the conversation **TURNER** said, "Yeah, I'm on my way." At approximately 11:11 a.m., an incoming call was received over Ellis Phone 1 from telephone number 609-425-7811, wherein **ELLIS** had another conversation with **TURNER**. **TURNER** said, "I'm outside." Surveillance units observed and photographed **TURNER** as she arrived at **FRANKLIN SIMMS'** residence at 602 North Michigan Avenue, in a white Saturn bearing New Jersey license plate ZVZ-28G.<sup>27</sup> **ELLIS** exited the residence and surveillance units followed **ELLIS** and **TURNER** from Atlantic City to the apartment buildings at 100 Presidential Boulevard, Paterson, New Jersey. Just prior to **ELLIS'** arrival, surveillance units observed and video recorded as an unknown black male arrived and met with **M.T.**, **M.F.**, and other individuals who were standing in front of the above listed address. The unknown black male was carrying a white plastic bag. **M.T.**, **M.F.** and the unidentified male then entered the second building. **ELLIS** then arrived and entered the second building. Upon **ELLIS'** exit from the second building, he was observed carrying a white plastic bag believed to contain heroin, which he placed in the trunk of **TURNER'S** vehicle. Surveillance units followed **ELLIS** and **TURNER** from Paterson, New Jersey, to Pleasantville, New Jersey.

231. On December 11, 2012, after **TYRONE ELLIS** informed **WANDA BISHOP** that he had heroin stamped "Diamond," at approximately 4:39 p.m., a text message was received over Ellis Phone 1 from telephone

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<sup>27</sup> New Jersey ZVZ-28G is registered to an individual with the last name "Turner."

number 609-338-0799, that read, [ Yea dey like diamond ]. At approximately 4:46 p.m., an outgoing call was placed from Ellis Phone 1 to telephone number 609-338-0799, wherein **ELLIS** had a conversation with **BISHOP**. **BISHOP** directed **ELLIS** to the Decatur Liquors at 310 South New Road, Pleasantville, New Jersey. Surveillance units observed and photographed **ELLIS** as he arrived at that location, exited the Saturn, and retrieved the plastic bag from the trunk. **ELLIS** then entered **BISHOP's** silver Infiniti I30 bearing New Jersey license plate R55-CFJ,<sup>28</sup> which was parked at that location. **ELLIS** remained in the Infiniti for approximately three minutes, where it was believed he supplied **BISHOP** with heroin, and then exited. At approximately 5:15 p.m., a text message was sent from Ellis Phone 1, to telephone number 609-225-2009, that read [ Need a tester ]. Again **ELLIS** was asking **FRANKLIN SIMMS** to provide a heroin user to test the quality of the new supply of heroin. At approximately 7:11 p.m., a text message was sent from Ellis Phone 1 to telephone number 609-576-1348, that read, [ Yea diamond is better than before ]. **ELLIS** was telling **JEFFREY HARVEY** that the heroin had been tested and its quality was reported to be higher than the previous supply of heroin with the same stamp. At approximately 7:14 p.m., an incoming call was received over Ellis Phone 1 from telephone number 609-576-1348, wherein **ELLIS** had a conversation with **HARVEY**. **HARVEY** said, ". . . with whatever (amount of heron) I grab, you going to match that right, we still on that with that?" **ELLIS** said, "Yeah, yeah." **ELLIS** was telling **HARVEY** he would continue to supply double the quantity of heroin that **HARVEY** pays for up front, receiving the balance payment at a later date.

232. On December 12, 2012, at approximately 10:42 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 843-513-8646, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **DERRY** said, "Word, holler at you in a few you heard?"

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<sup>28</sup> New Jersey R55-CFJ is registered to an individual with a woman's first name and the last name "Bishop." Intercepted communications revealed that the woman with that name is **WANDA BISHOP's** sister, and physical surveillance confirmed that the listed residence on the registration is used by **WANDA BISHOP**.

**DERRY** was telling **M.T.** that he was going to travel from Atlantic City to Paterson, New Jersey to be re-supplied with heroin. At approximately 10:46 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Get the bread together bout to c threw ]. **DERRY** was telling **SAEED ZAFFA** to collect his proceeds to put together with **DERRY'S** to acquire heroin from **M.T.** At approximately 10:56 a.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ Leek bout bring out 9,..I want 5 nd he want 1 ]. At approximately 10:57 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Ard dnt let no one no yall gettn work ]. **ZAFFA** was telling **DERRY** that **MALIK DERRY** ("Leek") was going to bring **MYKAL DERRY** \$900 ("bout bring out 9"), which was to pay for five bricks of heroin for **ZAFFA** and one brick for **MALIK**. **DERRY** responded that they were not to tell others that they were getting heroin ("work") from **DERRY**, as **DERRY** was charging them less (\$150 per brick) than he charged other members of the conspiracy. At approximately 11:01 a.m., after **MYKAL DERRY** collected money from **ZAFFA** and **MALIK DERRY**, a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ My num 31 bra ]. **MYKAL DERRY** was placing an order to **M.T.** for 31 bricks of heroin. At approximately 11:06 a.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ U cum bacc dis way b4 u take dat trip I want 3 more ]. At approximately 11:07 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Leek still there ]. At approximately 11:07 a.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ Yea ]. **ZAFFA** was asking **MYKAL DERRY** to come back to his location to receive additional funds which **DERRY** was to use to purchase three more bricks of heroin. At approximately 11:13 a.m., a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ Make it 34 bra my bad i was counting wrong.... ]. **DERRY** was telling **M.T.** that his order changed from 31 to 34 bricks of heroin, based on **ZAFFA'S** ordering of three additional bricks.

233. On December 12, 2012, at approximately 1:37 p.m., an incoming call was received over Derry Phone 8 from telephone number 941-545-1611, wherein **MYKAL DERRY** had a conversation with **M.F.** During the conversation **M.F.** said, "You here (Paterson)?" **DERRY** said, "Yeah, I'm coming down (the hill), be like five minutes, you heard." **M.F.** said, "Alright, well, um, damn, what, what, damn, bro (**M.T.**) done, what, what the number (of bricks of heroin) was?" **DERRY** said, "Thirty-four." **M.F.** said, "Alright, well call me right when you in front of the door, and I'm a tell you where to meet at." **M.T.** and **M.F.** worked together to distribute heroin. Further, based on intercepted communications in conjunction with physical surveillance and information provided by confidential sources, it is believed that **M.T.** and **M.F.** are part of a much larger organization involving several sets of the Bloods criminal street gang. **M.T.** and **M.F.** have both been present during several meetings wherein **DERRY** or **TYRONE ELLIS** acquired heroin inside apartment buildings at 100 Presidential Boulevard, Paterson, New Jersey. Also, on several occasions other (unidentified) individuals have been observed bringing plastic bags to the location just prior to **DERRY's** or **ELLIS'** arrival. **DERRY** and **ELLIS** have then been observed, and photographed, leaving the building with similar bags. At approximately 1:40 p.m., surveillance units observed **KIMBERLY SPELLMAN** and **DERRY** arrive at the apartment buildings at 100 Presidential Boulevard, in Paterson, New Jersey, driving their previously identified Jeep Cherokee. At approximately 1:41 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 941-545-1611, wherein **DERRY** had a conversation with **M.F.** **DERRY** said, "I'm in front of the building, you heard." **M.F.** said, "Come all the way up that second floor, and I will meet you right down, I'm about to come out now." At approximately 1:44 p.m., surveillance units observed and photographed **DERRY** exiting the building with **M.F.** **DERRY** was carrying a black plastic bag, believed to contain heroin supplied by **M.F.** At approximately 1:46 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-513-8646, wherein **DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "That's you right there in the lot?" **DERRY** said, "Yeah I'm good though." **M.T.**

said, "Alright, you seen him (**M.F.**)?" **DERRY** said, "Yeah, I seen him (was supplied with heroin)." **M.T.** said, "Okay, okay, okay, alright, hit (call) me when you get back down bottom (south Jersey) bro." Your Affiant believes **M.T.** and **M.F.** distributed heroin out of this location because it is easy to conduct counter-surveillance from, as **M.T.** and **M.F.** have notified **DERRY** and **ELLIS** when they could see them in the parking lot below. Further, numerous individuals have been observed arriving with, and standing by **M.T.** and **M.F.** as they enter and exit the buildings, and it is believed that these individuals acted as lookouts and as protection, to advise when law enforcement or rivals were present.

234. On December 12, 2012, after being re-supplied with heroin from **M.T.** and **M.F.**, **MYAL DERRY** sent the following text messages: to telephone number 856-577-7435 (**P.J.L.**), [ Ard let me no wen u need dat d ]; to telephone number 609-816-0366 (**WALLACE BOSTON**), [ I got the best shit ] and [ Diamond n toatal ]; to telephone number 609-431-2633 (**AREE TOULSON**), [ Cop up nigga ] and [ 175 ur way ]; to telephone number 609-224-3939 (**JODI BROWN**), [ Im ready ]; to telephone number 609-437-5018 (S.A.), [ Were u been at ]; to telephone number 609-992-9676 (R.G.), [ Were u been at u missn out on the gud 190 ur way ]; to telephone number 609-848-4638 (K.C.), [ On deck baby girl banga ]. **DERRY** was communicating to his heroin distributors, dealers, and users that he had heroin to sell, including comments on the quality and prices.

235. On December 12, 2012, at approximately 9:13 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "Yo, was that pound (handgun) for the hood or nigga let somebody borrow it?" **TOULSON** said, "I thought it was for the hood, but niggas down here like, I don't know what bro did' that shit?" **DERRY** said, "I was told he got rid of it." **TOULSON** said, "That's what I was told too, I was mad as hell . . . that's why I need my own shit (handgun). . ." **DERRY** said, "We gonna put something together and get something, you heard . . . alright, yeah,

I'm um, gonna bring that eighty (.380 semi-automatic) around there tomorrow, you heard." **DERRY** was asking **TOULSON** about a specific handgun that both believed was to be stored in Stanley Holmes ("the hood") for use by Dirty Block members and associates. However, the handgun was missing, and **TOULSON** was expressing his need to have his own handgun. **DERRY** assured him that Dirty Block members would work together to obtain a handgun, and that in the meantime **DERRY** would bring a .380 caliber handgun to which **TOULSON** and others could have access (paragraphs 238, 308).

236. On December 13, 2012, at approximately 6:00 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-9857, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**. During the conversation **RONALD DAVIS** said, "Yo, you heard Mace (**TERRY DAVIS**) brother got bagged (arrested)?" **DERRY** said, "When he get bagged?" **RONALD DAVIS** said, "...I don't know if he got bagged with the joint (handgun) on him or what." **DERRY** said, "You ain't talk to Geez (**KAMAL ALLEN**)?" **RONALD DAVIS** said, "No, I'm 'bout to call them niggas." **RONALD DAVIS** was alerting **DERRY** to the fact that co-conspirator **TERRY DAVIS** was arrested, and that **TERRY DAVIS** might have been in possession of a handgun. Throughout this investigation **DERRY** and his associates have been intercepted discussing being in possession of numerous handguns that were stored in various locations including residences, "trap houses," vehicles, and on their persons. While several individuals possessed their own firearms, other weapons appear to have been transferred between individuals, and were called for when situations arose wherein **DERRY** and/or his associates felt they needed a firearm, but were unwilling to use, or did not have access to, their own. On December 13, 2012, at approximately 7:39 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. (This telephone number was subscribed in **SPENCER'S** name and also listed the address of his known residence at 1610 City Place, Atlantic City, New Jersey.) During the conversation **DERRY** and **SPENCER** discussed purchasing firearms through associate T.H., a/k/a

"Riq." **DERRY** said, "He was talking about some shit like, uh, he can't get to the blick (handgun), but he'll put some, he'll help up all the shit . . . I said, I'm a come with you, the nigga wanna charge us four (\$400), I'm a come get two (handguns) from this nigga." **SPENCER** said, "Yeah fuck that, somehow some way you gonna be a purchaser." **DERRY** said, "But uh, Mace (**TERRY DAVIS**) got bagged (arrested)." **SPENCER** said, "They bagged him and shit, but they probably let him go, Schoolhouse niggas (residents of Schoolhouse Apartments) said they gonna let him go 'cause he threw the joint (handgun) and they (Schoolhouse residents) got it (handgun) and shit, you feel me, so he good (not going to be charged with possession of handgun)." **DERRY** said, "Oh the little niggas grabbed the joint (handgun) out?" **SPENCER** said, "Yeah, niggas said they grabbed the joint and shit, but hey, they got him down at the station though, but the only thing they probably hit (charge) him with was eluding, 'cause he ran from them, they caught him and shit, and mother fucking, but he got rid of the joint (threw the handgun), I wish I could have ran." **DERRY** and **SPENCER** were attempting to purchase handguns through T.H. Further, they were discussing **TERRY DAVIS'** arrest, and the fact that the police did not recover a handgun that **DAVIS** threw while running from the officers (**SPENCER** also mentioned that he wished he could have run, relating **DAVIS'** arrest with his own arrest while in possession of a handgun, paragraph 151). Your Affiant believes **DERRY** and **SPENCER** were primarily concerned due to the fact that the handgun possessed by **DAVIS** was one that was likely passed around between **DERRY'S** associates, and they did not want to lose it. A review of the ACPD arrest report for **TERRY DAVIS** confirmed that the arresting officer observed **TERRY DAVIS** throw an object to a group of individuals in front of the Schoolhouse Apartments. **TERRY DAVIS** was found in possession of marijuana, however the report noted that the individuals in front of the apartments were uncooperative, and no object was located.

237. On December 13, 2012, at approximately 7:59 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-

334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **DERRY** said, "Yo fuck that, what's up with Humphrey (**TERRY DAVIS**), he alright?" **MACK** said, "...yeah, he just ran on them (police), they, they ain't find nothing (handgun) on him." **DERRY** said, "Alright." Your Affiant believes **DERRY** was concerned about the whereabouts of **DAVIS'** handgun, and was confirming that the police did not recover it.

238. On December 14, 2012, at approximately 7:09 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **DERRY** said, "You know I got another joint (handgun) right?" **ALLEN** said, "Huh?" **DERRY** said, "You know I had got another jump-off (handgun)?" **ALLEN** said, "Oh yeah?" **DERRY** said, "Yeah." **ALLEN** said "What kind?" **DERRY** said, "Um, husky three-eight (.38 or .380 caliber)." **DERRY** was telling **ALLEN** that he acquired a new handgun ("jump-off") which was either a .38 caliber revolver or a .380 caliber semi-automatic (paragraph 235).

239. On December 16, 2012, at approximately 10:30 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-442-5639, wherein **MYKAL DERRY** had a conversation with **A.B.** During the conversation **A.B.** said, "Hey baby, what you gonna charge me for a whole thing (brick of heroin)?" **DERRY** said, "You remember what I told you yesterday right?" **A.B.** said, "Uh huh (yes)." **DERRY** said, "You know just add that up five times baby girl." **A.B.** said, "You across the street? I gotta come and see you." **DERRY** was telling **A.B.** that her price for a brick of heroin was five times the price for a bundle of heroin. **A.B.** then asked if **DERRY** was across the street, as **A.B.** lives in the Schoolhouse Apartments, which is across Brown's Park from Stanley Holmes, from where **DERRY** sells heroin.

240. On December 17, 2012, surveillance units observed and video recorded Derreck Mack, a/k/a "Dirt," and **TERRY DAVIS**, a/k/a "Mace," standing at the back porch of 236 Rosemont Place, **MYKAL DERRY'S** primary heroin distribution location at the time. Mack was observed carrying a handgun, which he concealed in the waistband of his pants,

under a sweatshirt. Surveillance units notified ACPD patrol units of Mack's location and physical description. After entering the residence just prior to 2:00 p.m., Mack and **DAVIS** were observed exiting the "trap house" and walking from the porch and out of view of surveillance units. ACPD uniformed patrol attempted to contact Mack and **DAVIS** as they exited the courtyard of the first village of Stanley Holmes. Mack and **DAVIS** fled from ACPD officers in different directions. **DAVIS** was apprehended, and was found in possession of a handgun. Mack continued to flee, and was shot by an ACPD uniformed patrol officer who reported that Mack was drawing his weapon from his waistband as he fled. A firearm was found on Mack, and he was transported from the scene for emergency medical treatment, and was pronounced dead at the hospital.<sup>29</sup>

241. On December 17, 2012, at approximately 2:02 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-880-3822, wherein **MYKAL DERRY** had a conversation with **KIMBERLY SPELLMAN**. During the conversation **DERRY** said, "They just (unintelligible) Dirt." **SPELLMAN** said, "Huh?" **DERRY** said, "Warner (ACPD Detective) and them just (unintelligible) Dirt (Derreck Mack)." **SPELLMAN** said, "Why?" **DERRY** said, "Right in front of me yo. This nigga (Mack) tried to bang (shoot) at them (police). They just shot the nigga the fuck down yo you heard? He dead? Oh he dead." **SPELLMAN** said, "Hell yeah he dead, from them." **DERRY** said, "Yes oh shit. Yo what the fuck? Yo that shit happened right in front of me yo. Oh shit Dirt just said that shit man. Dirt just said 'I'm shooting at the cops'." **DERRY** was telling **SPELLMAN** that his associate, Derreck Mack, a/k/a "Dirt," was just shot and killed by the police. Further, **DERRY** was saying that Mack made statements just prior to leaving the "trap house" that he was going to shoot at a police officer.

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<sup>29</sup> The Case Agents who observed and video recorded Mack in possession of the handgun were interviewed as witnesses in the ACPO investigation into his shooting, and video evidence acquired by from the federal investigation by FBI Atlantic City was also provided to the ACPO investigation. Due to the covert nature of FBI Atlantic City's ongoing investigation, that information was not released to the public.

242. On December 17, 2012, at approximately 2:54 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-991-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Yo you ain't seen Mace (**TERRY DAVIS**) when you was down there?" **DERRY** said, "He was with Dirt (Derreck Mack)." **ALLEN** said, "So where the fuck is he at? He got bagged (arrested)?" **DERRY** said, "Bro, all I know is them niggas, him and Dirt (**DAVIS** and Mack) tucked up (concealed handguns), they walked out (of 236 Rosemont Place), they both was strizzy ("strapped"/armed) my nigga. They both tucked up and left my nigga, we all in the crib, soon' we about to leave out the front door, we just heard the mother fucking shots..." **DERRY** was telling **ALLEN** that both **DAVIS** and Mack left **DERRY'S** location armed, and that they had concealed, or "tucked," the handguns under their shirts. In a subsequent intercepted conversation **DERRY** accurately described in detail the handgun recovered on **DAVIS** upon his arrest (paragraph 248), which revealed **DERRY** was familiar with the handgun.

243. On December 17, 2012, at approximately 3:03 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-957-9765, wherein **MYKAL DERRY** had a conversation with K.D., a/k/a "B-At." During the conversation **DERRY** said, "Word, yo, they done, yo the young nigga (Derreck Mack) was, he was talking that gangster shit in the crib (236 Rosemont Place), like he was going to get (shoot) at the squally (police), and now he leaking (bleeding)." Both **DERRY** and K.D. then laughed. **DERRY** said, "They (**TERRY DAVIS** and Mack) was supposed to go ham (shoot) on the mother fuckers (police) brah, fuck that, and shit, this shit (the shooting of Mack) got me pissed off man, fucking up my trap spot." **DERRY** was telling K.D. that Derreck Mack had been talking about his intention to shoot at a police officer just prior to leaving **DERRY'S** "trap spot," which is known by your Affiant to refer to a location from where drugs are sold. Further, **DERRY** was upset that the shooting would draw attention by law enforcement to **DERRY'S** heroin distribution location.

244. On December 17, 2012, at approximately 9:44 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN, a/k/a "Geez."** During the conversation **DERRY** and **ALLEN** discussed bail amounts for **TERRY DAVIS**, and for **RAYMOND MACK, a/k/a "Bread,"** Derreck Mack's brother. **MACK** was arrested at the scene of his brother's shooting after he assaulted a police officer who was protecting the scene, by striking him in the face with a closed fist. **MACK** was found in possession of cocaine at the time of his arrest.<sup>30</sup> **DERRY** said, ". . . and the fuck niggas (rivals) around my nigga, shit about to happen my nigga, like I ain't trying to party my nigga, you heard Geez?" **ALLEN** said, "Ah man listen, listen, tonight (they are going to get their rivals)." **DERRY** said, "But look, listen, 'cause little Ib (**IBN ABDULLAH**) calling me on the other line and shit (trying to get ammunition), we got to get one of those things (handguns) to B-At (K.D.), you got to make one of them niggas cough one of them things up (convince a younger associate to provide a handgun to K.D.) you heard." **ALLEN** said, "Yeah now nigga, well what, them two joints (handguns) just got taken today." **DERRY** said, "They found the joint (handgun) Dirt (Mack) had?" **ALLEN** said, "Hell yeah, they (police) found that shit." **DERRY** said, "Damn, oh, that's why they had him (Mack) cuffed up why he was stretched out (on stretcher), they had cuffs on that nigga . . . I think little brother was dumping (Derreck Mack was attempting to shoot) at the mother fuckers (police) my nigga." **ALLEN** said, "I don't know, I know they got that blick (Mack's handgun)." **DERRY** said, "Well let me get little Ibn (**ABDULLAH**) back his, uh, Baby Boy (**KAREEM BAILEY**) just hit (called) me, he said he thinking maybe if I can go hit something (retrieve handgun), but they could save that energy for later, 'cause you know this shit is gonna be poppin' and them niggas (rivals) is gonna come out." **DERRY** and **ALLEN** were discussing the loss of two handguns, specifically the two found on **TERRY DAVIS** and Derreck Mack that they considered handguns

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<sup>30</sup> Although **RAYMOND MACK** was on state parole at the time of this arrest, he was released on bond on December 21, 2012.

for Dirty Block, and their desire to acquire more handguns. Further, **DERRY** said that **BAILEY** advised him that he may be able to acquire one from **BAILEY's** residence, which is known by your Affiant, through information provided by a confidential source along with intercepted communications, to be used as a stash location by **DERRY's** associates. At approximately 9:47 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-8305, wherein **DERRY** had a conversation with **ABDULLAH**. During the conversation **DERRY** said, "Yo, niggas about to suit up (obtain firearms and go looking for rivals)?" **ABDULLAH** said, "Ah, we was, but niggas told me we just seen mad SWAT and task (police Task Force) suiting up nigga, like they about to hit something (conduct raids/execute search warrants) so now we on some caution shit right now." **DERRY** and his associates were discussing information that rival Dirty Block members were in the area, and their need to gather handguns and "suit up." However, **ABDULLAH** was telling **DERRY** that due to heavy police presence in the area they had to delay their plans.

245. On December 18, 2012, at approximately 9:19 a.m., a text message was received over Derry Phone 8 from telephone number 609-224-3939, that read, [ they putting up another camera right next to the house on the end by us ]. **JODI BROWN** was telling **MYKAL DERRY** that the housing authority was installing a new surveillance camera with a view towards her residence, **DERRY's** primary distribution location. Based on numerous intercepted communications, it was learned that **DERRY** suspected law enforcement surveillance of **BROWN's** residence both before and after the shooting of Derreck Mack.

246. On December 19, 2012, at approximately 12:16 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY** (on **RAYMOND MACK's** telephone, as **MACK** was in custody). During the conversation **BAILEY** said, "Like I was saying though mother fucking white Tahoe just spinned us and shit." **DERRY** said, "Alright I better come up there." **BAILEY** said, "Yeah, you got the joint (handgun)?" **DERRY** said, "I got Ibn (**IBN ABDULLAH**) behind me, he got the joint

(handgun), I think, and I'm about to pick up [A.A.], he." **BAILEY** said, "Alright cause my shit (handgun) at Schooly (Schoolhouse Apartments, **BAILEY's** residence)." **BAILEY** was contacting **DERRY** to inform him that he had an altercation with (unidentified) rivals driving a white Chevy Tahoe. After **DERRY** advised **BAILEY** that he would come to **BAILEY's** location, **BAILEY** asked if **DERRY** had his handgun. **DERRY** said that he did not, but that **IBN ABDULLAH** had one. Surveillance units were in the area, and were unable to identify **DERRY** or **ABDULLAH's** location or vehicles, so Case Agents directed a traffic stop on a white Chevy Tahoe that was observed in the area. Subsequent intercepted communications revealed it was the wrong vehicle, but that **DERRY** and others had observed the traffic stop and believed the police activity was related to their altercation.

247. On December 19, 2012, at approximately 6:53 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY**. During the conversation **BAILEY** said, "How much chicken (money) you got for Bread (**RAYMOND MACK's** bond)?" **DERRY** said, "Well however much I go to put up." **BAILEY** said, "Alright, 'cause we got like three (\$300) right now, like they want fifteen hundred (\$1,500)." **BAILEY** was collecting proceeds from the sale of drugs to provide bond money for the release of Dirty Block member **RAYMOND MACK**.

248. On December 19, 2012, at approximately 8:50 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-298-0500, wherein **MYKAL DERRY** had a conversation with I.T., who called from the Albert C. Wagner Youth Correctional Facility, in Bordentown, New Jersey. During the conversation **DERRY** said, "You know the police killed the youngin' from the hood (Derreck Mack) yesterday?" I.T. said, "I wish I was there, I'd had the young niggas ridin' on the squally (targeting the police)." **DERRY** said, "My nigga, they (youngin's) was hookin' the fuck off on them niggas . . . yo, niggas be, uh, I don't really want to do it over the jack (doesn't want to talk over the phone), but niggas goin out, man these police scared as hell right now man." Later in the conversation, I.T. said,

"What they expect, he's (Mack) tryin' to shoot at them (police), they done smoked his stupid ass." **DERRY** said, "Mace (**TERRY DAVIS**) got caught with one of the blicks (handguns)." I.T. said, "That forty with a thirty (.40 caliber with 30 round magazine)?" **DERRY** said, "Nah, that uh, Kel Tec nine." **DERRY** went on to accurately describe the make, caliber and appearance of the handgun that was found on **DAVIS** upon his arrest, and referred to it as "one of the blicks." The handgun was one that belonged to the group, and was transferred amongst members as needed.

249. On December 21, 2012, at approximately 6:01 p.m., a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ Yo bra if i grab 50 jus this time u think the num could com down ]. At approximately 6:27 p.m., a text message was received over Derry Phone 8 from telephone number 843-513-8646, that read, [ 130 this time bra ]. **M.T.** agreed to sell **MYKAL DERRY** 50 bricks of heroin for \$130 each. **DERRY** had been increasing the quantity of heroin he purchased by collecting proceeds up front from other members of the conspiracy. **DERRY** then obtained a lower price per brick from **M.T.** by purchasing higher quantities.

250. On December 22, 2012, at approximately 11:15 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-6520, wherein **MYKAL DERRY** had a conversation with **SAEED ZAFFA**. During the conversation **DERRY** said, "Yo I'm about to, where you at?" **ZAFFA** said, "In my crib (residence)." **DERRY** said, "Alright I'm about to come holler at you. Two joints (bricks of heroin) you heard." **ZAFFA** said, "Want a rubberband (bundle of heroin)?" **DERRY** said, "No." **ZAFFA** said, "A whole joint." **DERRY** said, "Yeah." Based on intercepted communications, it was learned that **DERRY** was out of heroin and was utilizing **ZAFFA**'s supply until he was re-supplied.

251. On December 22, 2012, at approximately 7:44 p.m., a text message was sent from Derry Phone 8 to telephone number 609-334-9873, that read, [ U no us 36 guys loves u n ur family my nigga we ridn nigga we gotta get our bread up them just another mufukaz wit guns add to the fukn list fuk it... ]. **MYKAL DERRY** was telling **RAYMOND MACK**

that the Dirty Block / Crime Family ("us 36 guys") were supporting **MACK** and his family ("loves u n ur family my nigga we ridn"). **DERRY** told **MACK** that they have to save their money ("we gotta get our bread up") and that the police were just another group with guns for Dirty Block to target ("them just another mufukaz wit guns add to the fukn list"). **DERRY's** text message sent to **MACK** was in response to the shooting of **MACK's** brother, Derreck Mack, by an ACPD Officer (paragraph 240).

252. On December 24, 2012, at approximately 12:15 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Yo Tropicana buzn my nigga we n here ]. At approximately 12:16 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ We need a blik up here tho ]. **MYKAL DERRY** was telling **SAEED ZAFFA** that he was at the Tropicana Casino, and that he needed someone to bring him a handgun ("blik"). After **ZAFFA** responded that he did not have a handgun at the time, at approximately 12:18 a.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Put it out there we need one up here ]. **DERRY** was telling **ZAFFA** to alert members of Dirty Block ("Put it out") that they needed a handgun brought to the casino.

253. On December 24, 2012, at approximately 12:24 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **DERRY** said, "Yo my nigga we need that thing (handgun) up here ASAP. We about to get it in with Yac (rival drug dealer Y.N.) and them, you heard?" **MACK** said, "Where at?" **DERRY** said, "At the Tropicana, hold, hold, come, come here." **MACK** said, "Hey I'm on a bracelet (court ordered electronic monitoring). Where you all at, Tropicana?" **DERRY** said, "Yeah send the blick (handgun) up here bra." **DERRY** was telling **MACK** to bring him the handgun in **MACK's** possession because **DERRY** had located rival Y.N. at the casino. **MACK**

was not able to bring the handgun because he was on house arrest with electronic monitoring (paragraph 244).<sup>31</sup>

254. On December 24, 2012, at approximately 12:33 a.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ Why this drawling shit.. u might have to bring that to me ]. **MYKAL DERRY** was telling **KIMBERLY SPELLMAN** that he was involved in a situation that called for ("drawling") his handgun, which was stored at his residence with **SPELLMAN** (paragraphs 308, 350). At approximately 12:36 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-880-3822, wherein **DERRY** had a conversation with **SPELLMAN**. During the conversation **DERRY** said, "Yo you ain't get' strap (handgun)?" **SPELLMAN** said, "Uh huh (yes), I got it." **DERRY** said, "You might have to get up and bring me that, you heard."

255. On December 24, 2012, at approximately 12:43 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **MACK** said, "You all still on those niggas (at the) Trop (Tropicana casino)?" **DERRY** said, "Yeah we downtown." **MACK** said, "Alright look, look, Luv (Unknown Male) about to go get the joint (handgun) from the first (village of Stanley Holmes) and catch a cab to the Tropicana, call Luv' phone right now." **DERRY** said, "What's his (telephone) number?" **MACK** said, "I'm about to send (text) it to you right now." After receiving a text message from **MACK** that read [ 2337277 ], at approximately 12:46 a.m., an outgoing call was placed to telephone number 609-233-7277, wherein **DERRY** had a conversation with the Unknown Male ("UM"), a/k/a "Luv." During the conversation UM said, "Yo what's up cuz, what's up with the movement, what do you want me to do? Ambush? What?" **DERRY** said, "Come to the 'ino (casino), to the Trop (Tropicana)." UM said, "What? Why come to the Trop with the joint (handgun) when you can make the nigga (Y.N.)

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<sup>31</sup> **RAYMOND MACK** was on court ordered electronic monitoring because of his December 17, 2012 arrest for assaulting a police officer and possession of cocaine was a violation of his parole. **MACK** was on parole for a 2010 weapons violation as a juvenile.

follow you?" **DERRY** said, "Them niggas (rivals) up in here (casino) cuz, you heard. Them niggas strapping (armed) . . . them niggas is up in here with it (handguns)." UM said, "So what you getting busy in the 'ino?" **DERRY** said, "I don't know, shit, we want to be on the safe side." UM said, "Nah, I'm at the crib, I got to go grab it (handgun), you want me to bring one up there for you? Feel me?" **DERRY** said, "Yeah that's what I'm saying you can bring it, bring it (handgun) to me." Due to **RAYMOND MACK's** inability to leave his residence due to electronic monitoring, **MACK** coordinated with UM to retrieve a handgun that Dirty Block stored in the first village of Stanley Holmes, and to respond to **DERRY's** location. UM was questioning **DERRY's** plan to bring a handgun to the casino and suggested luring their rival out of the casino and into an ambush, but eventually followed **DERRY's** orders.

256. Based on these intercepted communications, Case Agents contacted ACPD and advised of an altercation at the Tropicana, and the nature of the altercation. ACPD responded with a large uniformed police presence throughout the casino. On December 24, 2012, at approximately 1:24 a.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. **SPENCER** had just arrived at the Tropicana, and said, "Yo, squally (police) over there bra, niggas told me squally up in there my nigga." Later, when **SPENCER** and **DERRY** were trying to coordinate a meet, **SPENCER** said, "Nah, police and shit around there my nigga, you know these cops know me my nigga so, if they see me, I ain't dressed up or nothing, I look like I just came from the hood my nigga, I ain't fucking around." Surveillance units were unable to locate **SPENCER** at the time, however a subsequent intercepted conversation revealed that **SPENCER** observed surveillance units, and that he had been unable to locate **DERRY** and his associates due to the heavy police presence.

257. Case Agents obtained surveillance video (through the New Jersey State Police) from the Tropicana casino showing **KAMAL ALLEN**, **TERRY DAVIS**, **MYKAL DERRY**, **KASAN HAYES**, **AREE TOULSON**, and others, chasing and violently assaulting three rival drug dealers in and

around the Tropicana casino, and robbing one of them (Y.N.) of approximately \$3,000. Further, **SHAAMEL SPENCER** was seen arriving in a vehicle with Dirty Block member C.G., a/k/a "Machiavelli." C.G. located **DERRY** and was involved in the assault, while **SPENCER** stayed outside due to the heavy police presence. Tropicana security officers were present throughout the assault, but were unable to stop it. Further, the victims (identified by Case Agents) refused to file a complaint or to identify themselves to security. (On December 31, 2012, during an intercepted conversation with **ALLEN**, **DERRY** stated that he had received information from a female employee of Tropicana casino security that the "State Police" had obtained the surveillance video of the assault, that they had identified **DERRY** and **ALLEN**, and were attempting to ascertain the license plate of a vehicle involved. **DERRY** and **ALLEN** were confident that the license plate of any vehicle on scene would not lead back to them.)

258. On December 24, 2012, at approximately 5:05 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** and **SPENCER** discussed the assault at the Tropicana casino from the previous night, and their frustration and disappointment with the lack of handguns brought by Dirty Block members. **SPENCER** said, "I'm feelin' some kinda way that we even had to call the young niggas to come bring the old niggas straps (handguns). . . I'm like we really callin' these young niggas (**RAYMOND MACK**, **SAEED ZAFFA**) for blicks (handguns) bro?" **SPENCER** then explained to **DERRY** where he had been during the assault. **SPENCER** said, "I just got in the truck, the nigga Yak (rival Y.N.) I see, I'm, as I'm talkin' to her I just see the nigga Totty (rival T.S.) walk past the truck, niggas can't see me 'cause I'm in the back seat my nigga and its tinted (windows), mother fuckin' Totty walk past and say something like, 'come on man, lets get the fuck out of here,' so he's scared as hell . . . my niggga, I was gonna rip (shoot) that nigga . . . I got this tall-ass gun on me . . . 'cause I got the blick (handgun) my nigga you feel me, I'm not tryin' to get caught in no casino with no

gun. . . my hand in my pocket the whole time, 'cause I can't tuck (conceal) this big stupid shit (handgun), I gotta have it in my pocket and I'm tryin' to cover the handle as much as I can (as police drove by) . . . so I'm like Erk (**KASAN HAYES**) don't run bro, just walk (don't draw attention from police). . . I'm not getting' ready to get caught with another blick (handgun) bro. . . you know he (**KAMAL ALLEN, a/k/a "Geez"**) ripped him (robbed Y.N.) right?" **DERRY** said, "Who?" **SPENCER** said, "Geez." **DERRY** said, "How much?" **SPENCER** said, "Don't even say nothin' 'cause he ain't gonna say nothin' to you, that's fucked up, but the nigga (**ALLEN**) came in here (**SPENCER's** residence) with like three racks (\$3,000) and change, he gave me two (\$200)." **DERRY** said, "He gave you two hundred?" **SPENCER** said, "Yeah. . . so Mace (**TERRY DAVIS**) hit my phone, like 'bro, I know you mad as hell, I love you,' I said 'bro 'cause y'all niggas drawn out my nigga, y'all niggas movin' off emotions man,' I said, 'man niggas let these niggas (rivals) get away right, when them niggas could'a been followed and put the fuck down (murdered in an ambush) . . . yeah, I'm like all niggas had to do was, when y'all niggas watchin' these niggas come out the casino, I'm in the wheel (vehicle) all you had to do was just one of them other little niggas had a wheel, y'all niggas keep us posted, tell us when, they (rivals) don't know who else ridin' around, follow niggas (ambush rivals) . . . its all good, but that, it was the wrong time for that (physical assault) I'm like 'niggas (rivals) was supposed to die.'" Later **SPENCER** said, ". . . but I told niggas like you niggas is out of pocket, 'cause niggas is on (surveillance) camera, I said, I'm tellin Geez (**ALLEN**) and them, I said, 'bro, they got, if they run that shit back (surveillance video), even if I didn't do nothin', they got Koose (**DERRY**) on camera, they got me on camera, they got you (**ALLEN**) on camera, they got Mace (**TERRY DAVIS**) on camera . . . they would have seen all of us on that tape my nigga' . . . so I'm like, 'bro you gotta move easy when you in these 'inos (casinos)'. . ." **DERRY** and **SPENCER** had a lengthy conversation in which they agreed that the physical assault was caused by younger members of Dirty Block letting their emotions get the best of them, and that **DERRY** and **SPENCER** would have preferred to have set up the rivals for

an ambush with handguns, possibly away from the casino and the surveillance cameras. **SPENCER's** account of his actions during and after the assault were confirmed by a review of surveillance video.

259. On December 24, 2012, at approximately 8:03 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-373-9384, wherein **MYKAL DERRY** had a conversation with **KASAN HAYES**, a/k/a "**Erk.**" During the conversation **DERRY** and **HAYES** discussed the assault at the Tropicana casino from the previous night. **HAYES** said, "I had that nigga (Y.N.) in the meanest headlock." **DERRY** said, "Oh you had the nigga in a headlock?" **HAYES** said, "Beyah (**AREE TOULSON**) and Geez (**KAMAL ALLEN**) was fucking him up . . . I don't know why the security guard came and fucked it up." Surveillance video confirmed a young uniformed security guard attempted to stop the assault as it was happening. **HAYES** said, "Geez was all in the nigga pocket though, Geez robbed while I had him in a head lock. . ." **DERRY** then advised **HAYES** to warn other members of Dirty Block, that rivals Y.N. and T.S. may be looking for revenge. **DERRY** said, ". . . niggas (Dirty Block) was worrying about going in niggas pockets . . . you playin', you ain't even got a strap (handgun) put up do you?" **HAYES** said, "No, I'm tryin' to get my hands on one." **DERRY** said, "You tryin' get one? Do you got a strizzle? A blicky (handgun)?" **HAYES** said, "Hell no." **DERRY** said, "Put it out there, you know you need to, you need a blick." **DERRY** was telling **HAYES** to inform other members of Dirty Block that **HAYES** needed a handgun. **HAYES'** account of the assault was confirmed by a review of the surveillance video.

260. On December 24, 2012, at approximately 8:12 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**, a/k/a "**Geez.**" During the conversation **DERRY** and **ALLEN** discussed an unknown vehicle that had been driving around Stanley Holmes. **DERRY** said, "Yeah I seen them niggas had the window down, they was lookin' all in the hood." **ALLEN** said, "How long ago was that?" **DERRY** said, "This was a little earlier when I was pullin up, but we (Dirty Block) was all out there though, them niggas probably was pump fakin' (trying

to tempt **DERRY** and his associates). . . was a lot of us out there, you heard." **DERRY** then took the opportunity to discuss the violent incident at the Tropicana casino from the previous night (paragraphs 252-255). **DERRY** said, "Niggas gotta do something about this shit Geez, because for one that was some drawin' shit (necessitated the "drawing" of handguns) last night." **ALLEN** said, "Man listen, I did that (instigated the physical assault) 'cause either way, them niggas gonna get lined (set up to be killed), I told you my little cuz can call the nigga (rival drug dealer) up and order some shit (drugs) and he gonna come." **DERRY** said, "Them niggas (Dirty Block) is gonna ride with you regardless, but I wish it could have went another way, but that (violent assault) was fun, but what I'm saying is niggas don't even got no jump-offs (handguns)." **ALLEN** said, "Oh no, I grabbed my jump, I just grabbed my jump-off 'cause I always have my shit (**ALLEN** will carry his handgun at all times)." **DERRY** said, "We gotta get bro (**KASAN HAYES**) one . . . I got one my nigga, and I'm trying, and now as I speak I'm trying to get another one." **ALLEN** then told **DERRY** that he had access to an individual who could acquire handguns. **DERRY** said, "Yeah, I'm want' to move on them niggas (rivals), I ain't tryin' to be sitting and waiting for them niggas to keep ridin' around doing all this dumb-ass shooting 'cause that shit (at the Tropicana) could have went a different way my nigga, we coulda' capped (shot) them niggas last night, that's what I thought we was gonna do." **DERRY** and **ALLEN** then discussed the confusion that occurred the previous night that prevented them from ambushing their rivals. **ALLEN** said, "I don't even know where the fuck Erk (**HAYES**) was at last night." **DERRY** said, "You gotta look at on some shit, like we gotta get my nigga (**HAYES**) a blick (handgun) and you gottta, look whatever how much bread (money) you got a situation, you gotta get right my nigga, you gotta get a wheel (vehicle) because you can't be walkin'." **DERRY** and **ALLEN** were discussing their dissatisfaction with the lack of handguns present at the incident and their plans to acquire more handguns for Dirty Block, specifically for "youngin'" **KASAN HAYES** who participated in the assault, and a vehicle for **ALLEN** to drive away in after such incidents.

261. On December 24, 2012, at approximately 8:21 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "What's up, you trying to do something (obtain heroin)?" **TOULSON** said, "What you mean, like go out there (to Paterson, New Jersey)?" **DERRY** said, "Yeah." **TOULSON** said, "Yeah come grab, you know, you can swing through, come grab the bread (money)." **DERRY** said, "No, I ain't gonna come right now, how many (bricks) you trying to do so I can put it (order) in?" **TOULSON** said, "I trying to get four (bricks of heroin)." **DERRY** said, "I'm gonna let you know when I'm' come through and get the money." **DERRY** was getting **TOULSON's** order so he could call **M.T.** While **TOULSON** distributed **DERRY's** heroin, he had begun pooling money with **DERRY** to purchase more heroin at a lower price. At approximately 8:23 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-453-0434, wherein **DERRY** had a conversation with **LAQUAY SPENCE**. During the conversation **DERRY** said, "What's up, you trying to grab some of that, that weight (higher quantity of heroin)?" **SPENCE** said, "Nah, I just grabbed some." **DERRY** was attempting to recruit **SPENCE**, who also distributed heroin for **DERRY**, to purchase larger quantities up front.

262. On December 25, 2012, at approximately 8:47 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 843-513-8646, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "Um, uh, um you know everything's a go (heroin was ready)." **DERRY** said, "Alright I'll be up there (Paterson) in a few." **M.T.** said, "Alright." **M.T.** was telling **DERRY** that he was ready to supply **DERRY** with heroin, and **DERRY** confirmed to **M.T.** that he was going to travel to **M.T.** to get supplied with heroin. At approximately 8:50 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "Yo, I'm outside." **TOULSON** said, "Alright." **DERRY** met with **TOULSON** at **TOULSON's** residence of 441 Connecticut Avenue and collected money to purchase **TOULSON** four bricks of heroin from **M.T.**

263. Later on December 25, 2012, intercepted communications confirmed that **MYKAL DERRY** traveled from Atlantic City to Paterson, New Jersey to be re-supplied with heroin by **M.T.** At approximately 1:47 pm., an incoming call was received over Derry Phone 8 from telephone number 609-992-9936, wherein **DERRY** had a conversation with **KAREEM YOUNG**. During the conversation **YOUNG** said, "Yo bro, why you can't give them shits (bricks of heroin) to me for a dollar fifty (\$150) a piece bro, 'getting three of them?" **DERRY** said, "'Cause on this I, 'cause I'm going through somebody and this shit a banger (high quality)." **YOUNG** said, "Well can you do one-sixty (\$160) for me then, where you at, in the first (village of Stanley Holmes), bro I'm walking to the second (village of Stanley Holmes) to my mom' house to get it bro, to get the money." **YOUNG** was trying to get **DERRY** to lower his price per brick of heroin to \$160 per brick. **DERRY** told **YOUNG** he was getting the heroin through another individual, however it is known by your Affiant that **DERRY** was paying **M.T.** \$130 per brick. At approximately 2:10 p.m., **DERRY** and **YOUNG** had another conversation, wherein **YOUNG** said, "Yo you gonna let me get them shits for a dollar fifty a piece (\$150 per brick)?" **DERRY** said, "I can't bro, they not mine, they my bitch's." **YOUNG** then asked if he could purchase them for \$170 per brick, to which **DERRY** did not respond.

264. On December 25, 2012, at approximately 10:27 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-553-8950, wherein **MYKAL DERRY** had a conversation with R.D. During the conversation, **DERRY** said, "Yo what's up nigga, you missing out on the goodness nigga." R.D. said, "I was hanging around there (Stanley Holmes) all day and shit, ask Crash (**KAREEM YOUNG**) and Saeed (**SAEED ZAFFA**), I was in the first (village of Stanley Holmes)." **DERRY** said, "Man Crash was hollering at me (acquiring heroin), why didn't he tell me?" R.D. said, "Yeah I don't know, see niggas hating on me they don't want to see me eat (earn money) . . . ." **DERRY** said, "Hey yo, Crash (**YOUNG**) hollered at me (for heroin) like three times today." R.D. said, ". . . and then Crash (**YOUNG**) was like, 'call Koose (**DERRY**) for me. . . ." **DERRY** said, "I ain't fucking with Crash. Crash owe some

dough, that's why I ain't dealing with that nigga, man." **DERRY** was telling R.D. that **YOUNG, a/k/a "Crash,"** met with **DERRY** three times to acquire heroin for distribution, but had not paid for all of the heroin ("Crash owe some dough"). R.D. informed **DERRY** that he had been with **YOUNG**, and that **YOUNG** had asked R.D. to call **DERRY** for heroin. Your Affiant believes **YOUNG** did not want to call **DERRY** because he had not yet paid for the previously supplied heroin.

265. On December 25, 2012, at approximately 10:41 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **MYKAL DERRY** had a conversation with **LAQUAY SPENCE**. During the conversation **SPENCE** said, "I need some, I need four of them (bricks of heroin). . . alright, yo, yo I can get it for one-seventy (\$170) a joint?" **DERRY** said, "No bro, I can't do it. . . ." **SPENCE** said, "Alright, one-seventy-five (\$175)?" **DERRY** said, "One-eighty (\$180) bro." **SPENCE** said, "Alright let me get two for one-seventy-five (\$175) and two for one-eighty (\$180)." **DERRY** said, "Alright." After conducting the drug transaction, at approximately 11:18 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **DERRY** had another conversation with **SPENCE**. **SPENCE** said, "I counted it today, its uh, see if there's six-ninety (\$690)." **DERRY** said, "I just get it from you in the morning, you heard." Based on **SPENCE's** order, he owed **DERRY** \$710 for four bricks of heroin and only paid \$690. **DERRY** was telling **SPENCE** he would collect the balance in the morning.

266. On December 26, 2012, an ACPD officer was patrolling near 133 North Massachusetts Avenue, Atlantic City, the residence where **RAYMOND MACK** was under court ordered electronic monitoring (paragraph 244). The officer and a witness reported hearing what was believed to be a gunshot, and the officer observed numerous individuals running into the residence. Due to heightened tensions in the community regarding the shooting of Derreck Mack, and open talk in public of retaliation towards the police, numerous ACPD units responded to the residence. Consent was given to search the residence and a handgun was discovered secreted inside. That investigation determined that

the handgun had recently been reported stolen out of a police officer's residence in nearby Egg Harbor Township, New Jersey. At approximately 10:18 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **MACK**. During the conversation **MACK** said, "You called me yesterday, I was sleeping, and shit, they (police) raided the crib I'm staying in and found the joint (handgun)." **DERRY** said, "Yeah?" **MACK** said, "Yeah, man some fuck shit happened, we going talk about it though." **DERRY** said, "Oh man, bro." **DERRY** and **MACK** were discussing a handgun that was possessed by **MACK** and was stored at his residence. **MACK** was explaining this to **DERRY** because this handgun was one of several that were transferred between Dirty Block members, and was the handgun that **DERRY** called **MACK** to bring to the Tropicana casino two days prior (paragraph 253).

267. On December 26, 2012, at approximately 2:26 a.m., a text message was received over Derry Phone 8 from telephone number 843-513-8646, that read, [ Yes bra... its short... just got finish counting it...] **M.T.** supplied **MYKAL DERRY** with heroin on December 25, and was texting **DERRY** in order to let him know that he did not give **M.T.** enough money for the heroin. In a subsequent text message, **M.T.** told **DERRY** it was short by five hundred and fifty dollars ("\$550"). Later on December 26, 2012, **DERRY** informed **M.T.** that he would travel back to Paterson, New Jersey to bring the money, and to purchase more heroin. At approximately 7:37 p.m., a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ Ima hit u wit the num b4 the nite ovat wit ]. **DERRY** was telling **M.T.** that he would send a text message with the number of bricks of heroin for the next order.

268. On December 26, 2012, at approximately 10:47 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0721, wherein **MYKAL DERRY** had a conversation with an Unknown Male ("UM"). During the conversation UM said, "Yo, bring me one (brick of heroin) out yo." **DERRY** said, "You got two-two-five (\$225)?" UM said, "Yeah man." **DERRY** said, "Alright, I'm a send my bro out (with the heroin)." At approximately 10:48 a.m., an outgoing call was

placed from Derry Phone 8 to telephone number 609-431-2633, wherein **DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "Yo, you got a whole joint (brick of heroin) on you right now bro?" **TOULSON** said, "No, hell no, I got three joints." **DERRY** and **TOULSON** then arranged for a meeting wherein **TOULSON** could supply **DERRY** with heroin. **DERRY** obtained 45 bricks of heroin on December 25, 2012. He was calling **TOULSON** to obtain just two bricks because **TOULSON** and other members of the conspiracy had begun to store and distribute **DERRY's** heroin.

269. On December 26, 2012, at approximately 7:56 p.m., a text message was sent from Derry Phone 8 to telephone number 609-453-0434, that read, [ U trynn snd sum bread up ]. At approximately 8:36 p.m., a text message was received over Derry Phone 8 from telephone number 609-453-0434, that read, [ Yea ]. At approximately 8:41 p.m., a text message was sent from Derry Phone 8 to telephone number 609-453-0434, that read, [ 150 how many u want ]. **MYKAL DERRY** was recruiting **LAQUAY SPENCE** to provide money ("bread") up front, at \$150 per brick, for **DERRY** to purchase heroin from **M.T.** No responding text was received from **SPENCE**, however subsequent intercepted communications (paragraph 271) confirmed that **DERRY** and **SPENCE** met at the Roadway Inn motel in Atlantic City. At approximately 8:45 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ How many bra ]. At approximately 8:45 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ 2 ]. At approximately 8:47 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Ard ima cum get the bread n a few ]. **DERRY** was asking **SHAAMEL SPENCER** how many bricks of heroin **SPENCER** wanted to pay for up front, which **DERRY** would acquire from **M.T.** After receiving orders for heroin from **LAQUAY SPENCE, SHAAMEL SPENCER, and AREE TOULSON**, at approximately 9:43 p.m., a text message was sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ 40 bra ]. At approximately 11:04 p.m., a text message was received over Derry Phone 8 from telephone number 843-513-

8646, that read, [ Oh ok cool bra its covered ]. **M.T.** was telling **DERRY** that his order of 40 bricks of heroin would be available.

270. On December 27, 2012, at approximately 1:56 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ how it look ]. At approximately 1:57 p.m., a text message was received over Ellis Phone 2 that read, [ Only 20Lf ]. **FRANKLIN SIMMS** was telling **TYRONE ELLIS** that he only had 20 bricks of heroin left. At this point in the investigation, through physical surveillance of meetings related to intercepted communications, it was learned that **ELLIS** had begun storing the bulk of his heroin at **SIMMS'** residence, and that **SIMMS** had become **ELLIS'** primary heroin distributor.

271. On December 27, 2013, at approximately 7:53 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **MYKAL DERRY** had a conversation with **LAQUAY SPENCE**. During the conversation **SPENCE** said, "Yo you got in the city yet yo?" **DERRY** said, "Yeah, what's good with you, what you trying to do my nigga?" **SPENCE** said, "I need two of them joints (bricks of heroin)." **DERRY** said, "Alright, I'm a hit (call) you in like five minutes." At approximately 7:58 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-453-0434, wherein **DERRY** had another conversation with **SPENCE**. **DERRY** said, "Yo where you at?" **SPENCE** said, "I'm at the Roadway Inn (motel in Atlantic City)." **DERRY** said, "Where you were at yesterday?" **SPENCE** said, "Yeah." **DERRY** and **SPENCE** met at approximately 8:08 p.m., wherein **DERRY** supplied **SPENCE** with a quantity of heroin. At approximately 8:49 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-453-0434, wherein **DERRY** had another conversation with **SPENCE**. **SPENCE** said, "I need two more of them shits (bricks of heroin), in like half an hour, I'm gonna need two more." **DERRY** said, "Alright." **SPENCE** was ordering an additional two bricks of heroin, less than one hour after receiving the previous two bricks.

272. On December 28, 2012, at approximately 11:33 a.m., an outgoing call was placed from Ellis Phone 2 to telephone number 856-

332-9655, wherein **TYRONE ELLIS** had a conversation with **LATASHA CHERRY**. During the conversation **ELLIS** asked **CHERRY** to drive him from Vineland, New Jersey, to Paterson, New Jersey, to obtain heroin. **ELLIS** said, ". . . You know what I'm saying, money I get (from drug trafficking) is hard earned, and you all might not see it, you all think it come easy, my money hard earned, lot of risk, a lot of risk." **CHERRY** said, "Okay, and you want to add everybody else into the risk (of getting caught by law enforcement) . . . like when you get people to do cars for you, or phones for you, or whatever, you're putting everybody else at risk too." **ELLIS** said, "They know what they getting into, what are you talking about?" **CHERRY** said, "But you're putting me at risk . . . when I get the rental cars for you, and driving up and down (to Paterson) with nothing (no payment), its not even your license." **ELLIS** said, "My license is valid, I'm on probation, I can't drive unless its for work use." **CHERRY** said, "Okay, well this is not for work use. . . you know I don't want to do it, but I do it because you need it." **ELLIS** said, "What you at risk at? You want me to take you to a lawyer's office? Do I got to take you to a lawyer's office? And have him explain to you that there is nothing that can happen to you. You keep talking about you know something, I'm somebody that been through it (drug related arrests) I've been through this, I been through, I do this shit (drug trafficking)." **CHERRY** said, "So how many times have you got caught (drug trafficking)?" **ELLIS** said, "Never." **CHERRY** said, "Okay, that's why you've never been through it." **ELLIS** said, "I know people that been through it . . . you cannot sit there and charge somebody (for acting as a courier) because . . ." **CHERRY** said, "'Cause I don't want to, but I'm going to do it." **ELLIS** said, "Well you aint' got to do it (rent vehicle, act as courier) after this, you heard." **ELLIS** was attempting to persuade **CHERRY** to assist him in his drug trafficking by obtaining a rental vehicle and driving him to Paterson, New Jersey, to be re-supplied with heroin. Further, **CHERRY** acknowledged the illegal nature of the work and the risk that she was taking, and she was asking to be compensated for taking the risk. (Records obtained via administrative subpoena from Just Four Wheels, Inc., reflect that **LATASHA CHERRY** rented a 2009

Toyota Corolla bearing New Jersey license plate WWG-20E on December 28, 2012, at 12:05 p.m., out of Vineland, New Jersey. **CHERRY** provided her New Jersey driver's license and telephone number 856-332-9655.)

273. On December 28, 2012, at approximately 12:30 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ need 55 date ]. At approximately 12:31 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ Oh ok bet bra ]. At approximately 12:32 a.m., a text message was sent from the Ellis Phone 2 to telephone number 843-513-8646, that read, [ is any of the second string around ]. At approximately 12:32 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ No.. that was only there when i dont have the dates ]. **TYRONE ELLIS** was ordering 55 bricks of heroin stamped "Date" from **M.T.**, who assured **ELLIS** that he only supplied lower quality ("second string") heroin when he was out of the higher quality heroin.

274. On December 28, 2012, after a series of exchanged text messages between **TYRONE ELLIS** and **M.T.** regarding **ELLIS** adding to his previous order for heroin, at approximately 3:57 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ How many all together ]. At approximately 3:57 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ 65 ]. At approximately 4:00 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ Oh ok cool ]. At approximately 4:00 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ 8775. I anit playing bra i do this shitt ]. **ELLIS** increased his order of heroin from **M.T.** to 65 bricks, and he was telling **M.T.** that he would bring \$8,775 to pay for it. At approximately 4:32 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ im up here ]. At approximately 4:53 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ Come to the 12 floor bra ]. **ELLIS** was telling **M.T.** that he was at the apartment buildings at 100

Presidential Boulevard, Paterson, New Jersey. **M.T.** then instructed **ELLIS** to come to the 12<sup>th</sup> floor of the building wherein **M.T.** or an associate would supply **ELLIS** with heroin.<sup>32</sup>

275. On December 28, 2012, at approximately 7:02 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read [ bout to be there tell son to get Der ]. **TYRONE ELLIS** was telling **FRANKLIN SIMMS** to have **RONALD JOHNSON, a/k/a "Son,"** meet at **SIMMS'** residence to be re-supplied with heroin. At approximately 8:10 p.m., a text message was received over Ellis Phone 2 from telephone number 609-576-1348, that read, [ Need 10 ]. At approximately 8:25 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-576-1348, that read, [ yo he outside ]. **ELLIS** was telling **HARVEY** that **SIMMS** was outside the Roadway Inn in Atlantic City with the 10 bricks of heroin that **HARVEY** ordered. At approximately 8:43 p.m., a text message was received over Ellis Phone 2 from telephone number 609-576-1348, that read, [ Put another 10 up for me brah ]. **HARVEY** was ordering an additional 10 bricks of heroin from **ELLIS**.

276. On December 29, 2012, at approximately 3:51 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-9873, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK**. During the conversation **MACK** said, "You on deck (have heroin ready) bro?" **DERRY** said, "Yeah, where you at?" **MACK** said, "I'm at, uh Claudette' house, want to meet me at five-oh-one (local store at 501 New York Avenue), I need one of them joints (brick of heroin)." **DERRY** said, "Alright." **MACK** said, "Call me when you get there." At approximately 3:56 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-9873, wherein **DERRY** had another conversation with **MACK**. **DERRY** said, "Yeah, matter of fact, I ridin' past Claudette crib now." **MACK** said, "You ride past, stop right there, right there, in the front." **DERRY** said, "Alright, come out." **DERRY** met **MACK** in front of the residence of an unidentified female,

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<sup>32</sup> It should be noted that **M.T.** and/or his associates have instructed **ELLIS** and **MYKAL DERRY** to go to numerous different floors and buildings within the complex to conduct drug transactions.

and supplied him with heroin. It should be noted that **MACK** was on court ordered electronic monitoring after his arrest on December 17, 2012 for assaulting a police officer where he was found to be in possession of cocaine (paragraph 244), and after a handgun was found at his residence (paragraph 266).<sup>33</sup>

277. On January 1, 2013, at approximately 1:23 p.m., an incoming call was received over Ellis Phone 2 from telephone number 215-554-9121, wherein **TYRONE ELLIS** had a conversation with UM. During the conversation UM said, "Yeah, what happened down south (North Carolina)?" **ELLIS** said, "He came down here." UM said, "What he bring?" **ELLIS** said, "Two glizzies (Glock handguns)." UM said, "What size (caliber/model)?" **ELLIS** said, "This joint uh, forty (.40 caliber), twenty-six (Glock Model 26)." UM said, "You want, you keeping both of them?" **ELLIS** said, "Nah, if you want one, you can have one." UM said, "Alright well let me get the other one . . . he gave you both of the joints (magazines) with it . . . both of the, um, clips?" **ELLIS** said, "Um nah, one of them he did, one of them he didn't." **ELLIS** was in possession of two Glock handguns that were supplied by an unknown individual from North Carolina introduced to **ELLIS** by **FRANKLIN SIMMS**. **ELLIS** was reading from the side of one of the handguns, and read the number "26," which your Affiant knows to be a compact model 9 millimeter Glock. **ELLIS** agreed to provide one of the handguns to UM.

278. On January 1, 2013, at approximately 12:43 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-425-7811, that read [ what's GOOD though we ridding ]. **TYRONE ELLIS** and **TIARRAH TURNER** then exchanged a series of calls and text messages wherein **TURNER** agreed to drive **ELLIS** from Atlantic City to Paterson, New Jersey to acquire heroin. At approximately 4:25 p.m., a text message was received over Ellis Phone 2 from telephone number 609-425-7811, that read [ Outside ]. **TURNER** met with **ELLIS** and drove him to Paterson, New Jersey. **ELLIS** and **M.T.** then exchanged a series of text

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<sup>33</sup> On January 25, 2013, **MACK** was in Kintock (a correctional facility) (paragraph 322).

messages wherein **ELLIS** ordered heroin from **M.T.** At approximately 5:47 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ need five more 70 All together ]. At approximately 6:03 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ Altogather... its 66 bra ]. At approximately 6:05 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ Lol... I just don't want u to b waiting bra ]. At approximately 6:08 p.m., a text message was received over Ellis Phone 2 from telephone number 843-513-8646, that read, [ He on his way right now with the other 4 ]. After **ELLIS** increased his order from 65 bricks of heroin to 70 bricks of heroin, **M.T.** was telling **ELLIS** that he only had 66 bricks of heroin at the distribution location. Then **M.T.** told **ELLIS** that "he" (possibly **M.F.**) was bringing heroin from an unknown storage location. Further, **ELLIS** informed **M.T.** that he was approximately 45 minutes away from Paterson, New Jersey. **M.T.** did not know if the extra four bricks of heroin would arrive in that amount of time. While **M.T.** and **M.F.** distribute heroin out of the apartment buildings at 100 Presidential Boulevard, Paterson, New Jersey, these and other intercepted communications revealed that they store and/or package the heroin at another location(s). At approximately 6:26 p.m., an outgoing call was placed from Ellis Phone 2 to telephone number 843-513-8646, wherein **ELLIS** and **M.T.** had a conversation. During the conversation **ELLIS** said, "'bout to pull in (to the parking lot of 100 Presidential Boulevard), you heard." **M.T.** said, "Say no more, come to the sixth (floor)." **M.T.** was telling **ELLIS** to come to the sixth floor of an apartment building at that location, where **M.T.** or an associate would supply him with heroin.

279. On January 1, 2013, at approximately 3:28 p.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ They got suburbans ]. At approximately 3:30 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-8302, wherein **MYKAL DERRY** had a conversation with **S.B.** During the conversation **DERRY** and **S.B.** discussed her renting a vehicle for

**DERRY. S.B.** said, "Two-forty something (\$240) from today until next Tuesday." **DERRY** said, "You got money in your account right?" **S.B.** said, "She said I gotta have my bank card, yeah, my, my um, debit card when I go there." At approximately 5:12 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-8302, wherein **DERRY** had another conversation with **S.B.** During the conversation **S.B.** said, "Do you want to get the um, protection on the (rental) car, they said its an extra twenty-seven dollars a day . . . that like a whole, oh nah, its like another hundred and some dollars." **DERRY** said, "Yeah, I think so, like one-hundred and some dollars extra." **S.B.** was renting a vehicle for **DERRY** and was asking if he wanted to purchase the additional insurance. **S.B.** rented vehicles in her name to conceal **DERRY's** involvement in criminal activity. Further, intercepted communications and physical surveillance confirmed that the vehicles were driven exclusively by **DERRY** to conduct drug trafficking.

280. On January 1, 2013, as **TYRONE ELLIS** was returning from Paterson, New Jersey with a supply of heroin, at approximately 7:41 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-576-1348, that read [ my pitch made a move for me let me no ]. At approximately 7:48 p.m., a text message was received over Ellis Phone 2 from telephone number 609-576-1348, that read, [ I need 9 ]. **ELLIS** was telling **JEFFREY HARVEY** that his "bitch," **TIARRAH TURNER** drove him to acquire heroin, and **HARVEY** responded that he needed nine bricks of the new supply. At approximately 7:58 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ yo line them up 175 ]. **ELLIS** was telling **FRANKLIN SIMMS** to line up distributors and customers to purchase bricks of heroin at \$175 each. Intercepted communications revealed that **ELLIS** met with **SIMMS** and supplied him with heroin. Further intercepted communications revealed that **SIMMS** then met with **HARVEY** at the Roadway Inn hotel in Atlantic City and supplied him with heroin.

281. On January 2, 2013, at approximately 7:45 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-338-0799,

that read, [ if u can make It to the city holla at me ]. **TYRONE ELLIS** was telling **WANDA BISHOP** to meet him at **FRANKLIN SIMMS'** residence in Atlantic City to be supplied with heroin that was stamped "Date." At approximately 7:47 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ do they like it ]. At approximately 7:53 a.m., a text message was received over Ellis Phone 2 from telephone number 609-225-2009, that read, [ The only thing that still lite, its good. ]. **SIMMS** was telling **ELLIS** that heroin customers were saying that the quality of the heroin **SIMMS** received the previous night was good, but that the quantity in each individual bag was less than normal. **ELLIS** informed him that he was going to complain to **M.T.** **ELLIS** also directed **SIMMS** not to call heroin distributor **RONALD JOHNSON** regarding the new supply until **JOHNSON** paid for previously supplied heroin. At approximately 8:01 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ wait until he hit u wit dat chicken ]. Your Affiant knows **ELLIS**, **MYKAL DERRY** and others use the term "chicken" to refer to money or proceeds from the sale of drugs. **ELLIS** also asked if **SIMMS** had collected from **JEFFREY HARVEY** proceeds from the sale of previously supplied heroin. At approximately 8:19 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ o boy gave u 1575 ]. **SIMMS** then confirmed that he had collected that amount from **HARVEY**. At approximately 8:58 a.m., **BISHOP** arrived at **SIMMS'** residence to be re-supplied with heroin, and advised **ELLIS** of her location. At approximately 9:11 a.m., a text message was received over Ellis Phone 2 from telephone number 609-338-0799, that read, [ Man dey gotta cum on police b on dis street heavy i see n my ppls car smh ]. **ELLIS** then advised **SIMMS** to hurry and meet with **BISHOP**, as she was getting nervous due to police vehicles in the area. At approximately 9:26 a.m., a text message was received over Ellis Phone 2 from telephone number 609-225-2009, that read, [ Wat to give her ]. At approximately 9:26 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ 10 ]. **ELLIS** was telling **SIMMS** to supply **BISHOP** with 10 bricks of heroin. At approximately 9:43 a.m., an outgoing call was placed from Ellis Phone

2 to telephone number 609-338-0799, wherein **ELLIS** confirmed with **BISHOP** that she had received the heroin. **ELLIS** confirmed and said, "Its alright, them pigs (police) is riding around too, just be safe out there (don't get caught by law enforcement)."

282. On January 3, 2013, at approximately 9:03 a.m., a text message was sent from Derry Phone 8 to telephone number 609-431-2633, that read, [ Wait on that call ]. **MYKAL DERRY** was telling **AREE TOULSON** that he was waiting on a call from **M.T.** regarding being re-supplied with heroin. At approximately 12:07 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-516-8646, wherein **DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "Everything's a go bro (heroin is ready)." **DERRY** said, "I'm gonna see what the number (quantity of bricks of heroin) and then later on." At approximately 1:58 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** said, "I'm saying what's good, you trying to make a move?" **SPENCER** said, "Oh yeah, yeah, I probably need one (brick of heroin) 'cause I had grabbed two this morning from um nigga Saeed (**SAEED ZAFFA**)."  
**DERRY** was asking **SPENCER** if he wanted to provide money up front for **DERRY** to purchase heroin from **M.T.** At approximately 2:00 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **DERRY** had a conversation with **TOULSON**. During the conversation **TOULSON** said, "Hey yo, I'm in the house with it, bro, with my bitch, but yo, my bread (money) out the crib, I'm a tell Leem (K.T.), um you can always swing to Bungalow to get that shit you heard." **TOULSON** was telling **DERRY** that he was going to provide **DERRY** with funds to purchase heroin, and that those funds were at his residence ("Bungalow") with his brother K.T. Subsequent intercepted communications confirmed that **DERRY** went to **TOULSON's** residence, met with K.T., and acquired the funds. At approximately 2:04 p.m., a text message was sent from Derry Phone 8 to telephone number 609-233-8302, that read, [ Uma ride out there to get the money ]. **DERRY** was telling **S.B.** that he was going to go to her residence in Mays Landing, New

Jersey, to retrieve his money. After collecting funds from **TOULSON** and **SPENCER**, and pooling those with his own funds, at approximately 2:44 p.m., a text message as sent from Derry Phone 8 to telephone number 843-513-8646, that read, [ Bra my num... 44 ]. At approximately 2:51 p.m., a text message was received over Derry Phone 8 from telephone number 843-513-8646, that read, [ Its cover ]. **DERRY** informed **M.T.** that he had funds to purchase 44 bricks of heroin, and **M.T.** was telling him that the order would be available. Subsequent intercepted communications confirmed that **DERRY** met with **M.T.** to be re-supplied with heroin. At approximately 6:48 p.m., surveillance units observed and photographed **DERRY** arrive in a rental vehicle bearing Virginia license plate XAM-4036<sup>34</sup> at the apartment buildings at 100 Presidential Boulevard, Paterson, New Jersey, and meet with **M.T.**

283. On January 4, 2013, at approximately 11:03 a.m., a text message was received over Ellis Phone 2 from telephone number 609-576-1348, that read [ Need that ]. **JEFFREY HARVEY** was asking **TYRONE ELLIS** to supply heroin. At approximately 11:28 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ What u got left ]. **ELLIS** was asking **FRANKLIN SIMMS** how much heroin he had left. At approximately 11:29 a.m., a text message was received over Ellis Phone 2 from telephone number 609-225-2009, that read [ 14 ]. At approximately 11:30 a.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read [ ol boy need nine ]. **ELLIS** was telling **SIMMS** to take nine of the 14 remaining bricks of heroin to **HARVEY**. After **ELLIS** informed **HARVEY** that the heroin would be supplied, at approximately 11:34 a.m., a text message was received over Ellis Phone 2 from telephone number 609-576-1348, that read, [ Brah I got 1500\$ cool ]. At approximately 11:40 p.m., a text message was sent from Ellis Phone 2 to telephone number 609-225-2009, that read, [ yo how many u pay me for yesterday day ]. At approximately 11:45 p.m., a text message was received over Ellis Phone 2 from

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<sup>34</sup> Records obtained via administrative subpoena reflect that **S.B.** rented a 2013 Chrysler 300 bearing Virginia license plate XAM-4036 from Avis-Budget rental on January 1, 2013, for which **S.B.** provided her New Jersey driver's license and telephone number 609-233-8302.

telephone number 609-225-2009, that read, [ 17 ]. **SIMMS** was telling **ELLIS** that he already paid **ELLIS** for seventeen bricks of previously supplied heroin. At approximately 12:11 p.m., surveillance units observed and photographed **SIMMS** meeting with **HARVEY** at room 214 of the Roadway Inn at 3601 Pacific Avenue, Atlantic City, New Jersey.<sup>35</sup> At approximately 1:31 p.m. a text message was received over Ellis Phone 2 from telephone number 609-225-2009, that read [ 1500 ]. **SIMMS** was telling **ELLIS** that he supplied **HARVEY** with the nine bricks of heroin that were ordered, and he collected \$1,500 in proceeds from the sale of previously supplied heroin.

284. On January 4, 2013, at approximately 8:40 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-226-7826, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DUNCAN** said, "Alright, yo, you gonna do uh, two for three-fifty-five (two bricks of heroin for \$355)?" **DERRY** said, "Three-sixty (\$360)." **DUNCAN** said, "I only got two bags (of heroin left to sell), I only got three-fifty-eight (\$358) that's why I said fifty-five." **DERRY** said, "Alright." Further intercepted communications confirmed that **DERRY** met with **DUNCAN** and supplied him with a quantity of heroin.

285. On January 5, 2013, at approximately 10:31 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6908, wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY, a/k/a "Baby Boy."** During the conversation **DERRY** said, "I had came around 'cause squally (police) was circling, what, what you wanted bro?" **BAILEY** said, "Um, what are you charging?" **DERRY** said, "What for a whole one (brick of heroin)?" **BAILEY** said, "For uh, 'B' (bundle of heroin)." **DERRY** said, "Oh, thirty-five (\$35)." **BAILEY** said, "Alright all I got is ninety, ninety-five (\$95) actually." **DERRY** said, "Where you at in the first (village of Stanley Holmes)?" **BAILEY** said, "Yeah I'm in the first waiting for you bro." **DERRY** said, "Alright, here I come." **DERRY** is believed to have then supplied

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<sup>35</sup> Room 214 was registered in **HARVEY's** name using his driver's license as identification.

**BAILEY** with a quantity of heroin. At approximately 12:02 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6908, wherein **DERRY** had another conversation with **BAILEY**. **BAILEY** said, "You had got the same shit?" **DERRY** said, "Oh nah, I ain't got, I only got that one (heroin stamp) on me man." **BAILEY** said, "Oh alright, you don't got no more though?" **DERRY** said, "Oh Beyeez (**AREE TOULSON**) right here. . . Baby Boy, where you at, Schooly (**BAILEY**'s residence, Schoolhouse Apartments)?" **BAILEY** said, "Yeah." **DERRY** said, "Alright, I'm about to come over there." After receiving heroin from **DERRY** earlier, **BAILEY** was attempting to purchase more heroin. **DERRY** said he didn't have any more heroin on him, however he was able to acquire more from **TOULSON**, and then agreed to bring it to **BAILEY**'s residence.

286. On January 5, 2013, at approximately 11:02 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation they discussed meeting to conduct a drug transaction, **TOULSON** said, "Hey yo, you said at the house (unknown vacant residence) over in the first (village of Stanley Holmes) right?" **DERRY** said, "Yeah, uh, let me see." **TOULSON** said, "Alright, just hit (call) me when you come around, I'm about to go to the second (village of Stanley Holmes)." **DERRY** and members of his DTO changed the locations, or "trap houses," within Stanley Holmes in which they stored and distributed drugs, and stored handguns. Intercepted communications revealed, and physical surveillance confirmed, that they had begun to use 307 North Dr. Martin Luther King Boulevard, located in the second village of Stanley Holmes, as well as several other new locations in the first and third villages of Stanley Holmes. At approximately 11:34 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "Open the door (to 307 North Dr. Martin Luther King Boulevard) yo. . . you hear me? Front door. Mu (**JODI BROWN**) hating 'cause we got a new trap spot." **BROWN**'s residence at 238 Rosemont Place in the

first village of Stanley Holmes was previously **DERRY's** primary heroin storage and distribution location. Further, intercepted communications, physical surveillance and information provided by confidential informants, revealed that the location was also frequently used to store handguns. After the December 17, 2012 incident involving the shooting of Derreck Mack (who had just left from the residence, along with **TERRY DAVIS**, both of whom were armed with handguns), intercepted communications revealed that **DERRY** suspected that **BROWN's** residence was under surveillance by law enforcement.

287. On January 5, 2013, at approximately 12:12 p.m., a text message was sent from Ellis Phone 2 to telephone number 843-513-8646, that read, [ yo bra the work GOOD but they complaining. hard bout the weight in the bags. real rap i cant do them at the 135 at All ]. **TYRONE ELLIS** was telling **M.T.** that he did not want to pay \$135 per brick of heroin, based on **SIMMS'** report that customers were saying the quantity of heroin per bag was low.

288. On January 5, 2013, at approximately 1:01 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-8302, wherein **MYKAL DERRY** had a conversation with **S.B.** During the conversation **S.B.** said, "Don't get no insurance (on rental vehicle)?" **DERRY** said, "Why is it (price) going to be higher?" **S.B.** said, "No, I'm just asking, she went outside to look at it (rental vehicle), she said she don't have no black (vehicles available) one, 'told her I seen it, but when she come back I'm just saying, don't get no insurance?" **DERRY** said, "Yeah, you can get the insurance." **S.B.** was exchanging a rental vehicle for **DERRY** and was asking if **DERRY** wanted to purchase insurance. **DERRY** had **S.B.** exchange rental vehicles, sometimes during the term of the contract, in order to avoid detection by law enforcement by being observed in known vehicles.

289. On January 5, 2013, at approximately 2:28 p.m., a text message was sent from Ellis Phone 2 to telephone number 862-231-9124, that read, [ yo pimp i anit tryin to mis lead u at All i really can't play at that number if i could if i could we would see each other 6

Time a month the work is GOOD but my peoples work is just as GOOD. and cheaper. and they match sometime bra i want to come grab 70 right now but i take offense to them numbers bra real rap im Not tryin to make a name i got dat im Not tryin to maintain a name bra if u make 10 off every joint and i grab 70 dats 700 dollars check every 4 days man i wish i could have dat income see dudes twist shit like we gettin 20 off a bag down here dog nah well Not much flow ]. **ELLIS** was telling an unidentified heroin supplier in Newark, New Jersey, just as he told **M.T.**, that he needed lower heroin prices. Further, **ELLIS** stated that he travels six times a month and would like to acquire 70 bricks per trip. At approximately 2:30 p.m., a text message was received over Ellis Phone 2 from telephone number 862-231-9124, that read, [ Wht number would b do able for u ]. At approximately 2:35 p.m., a text message was sent from Ellis Phone 2 to telephone number 862-231-9124, that read, [ bra i just find it hard to believe dat a average number up there. bra i dump GOOD work off at 165 i fuck wit u down here im Not tryin to get rich just tryin to get payed ]. **ELLIS** was asking for a price lower than \$135 per brick, and was saying that he charged his distributors \$165 (While **ELLIS** may have charged **FRANKLIN SIMMS** or **RAYSHELL STRONG** \$165, intercepted communications revealed that he charged others up to \$200 per brick.) At approximately 2:38 p.m., a text message was sent from Ellis Phone 2 to telephone number 862-231-9124, that read, [ like i asked before see if u can see about the raw for me So i can do it myself. money can be maid bra ]. **ELLIS** was asking for a price for grams of raw heroin that he can package himself. At approximately 3:20 p.m., a text message was received over Ellis Phone 2 from telephone number 862-231-9124, that read, [ Raw is on 140 put together ]. At approximately 3:25 p.m., a text message was sent from Ellis Phone 2 to telephone number 862-231-9124, that read, [ how much for the raw ]. At approximately 3:33 p.m., a text message was received over Ellis Phone 2 from telephone number 862-231-9124, that read, [ 85 raw ]. At approximately 3:38 p.m., a text message was sent from Ellis Phone 2 to telephone number 862-231-9124, that read, [ now we can play ball let me see What the safe lookin like ]. At approximately 3:59 p.m., a text message was sent from Ellis Phone 2

to telephone number 862-231-9124, that read, [ let me get 70 of dat sandy and a sample of dat other thing ]. At approximately 4:08 p.m., a text message was sent from Ellis Phone 8, to telephone number 609-225-2009, that read, [ yo just got a hit on some grams. ]. **ELLIS** arranged for UM to supply him with raw heroin at \$85 per gram. Further, **ELLIS** ordered 70 bricks of pre-packaged heroin stamped "Sandy," and a sample quantity of raw heroin. (**FRANKLIN SIMMS** introduced **ELLIS** to the user of telephone number 862-231-9124, who also uses telephone number 862-755-8873. Both telephone numbers are subscribed to fictitious names, and the user has yet to be fully identified.)

290. On January 5, 2013, at approximately 5:51 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **SPENCER** said, "Hey yo, bring me another one (brick of heroin) when you come back, you heard." **DERRY** said, "Alright." At approximately 6:10 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Neva mind bra seed giving it to me cuz my ppl wantd a whole thing n dey here ]. At approximately 6:20 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ nah ima still need it cuz ]. **SPENCER** was asking **DERRY** to bring him one brick of heroin, and that he was already supplied one brick by **SAEED ZAFFA** ("seed"). **ZAFFA**, **KAMAL ALLEN**, and other distributors had begun acquiring more heroin from **DERRY**, as well as from other suppliers. **DERRY**, in turn, had acquired or re-acquired heroin from **ZAFFA** and **ALLEN** when he was out of heroin, or unable to get to his storage location outside of Stanley Holmes. At approximately 6:29 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **DERRY** had a conversation with **SPENCER**. During the conversation **DERRY** said, "Yo where you at, the crib?" **SPENCER** said, "Nah, I'm at the trap my nigga." **DERRY** said, "Alright, here I come." **SPENCER** was telling **DERRY** to meet him at a residence used to store and distribute heroin.

291. On January 6, 2013, at approximately 11:46 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-992-1558, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **ALLEN** said, "Yo, hey yo, guess who I got in touch with." **DERRY** said, "Who?" **ALLEN** said, "The nigga big Leem fuck' with (conducts drug trafficking) . . . he called me from up there . . . bro put me on this nigga, like yo, I'm like damn this is this nigga the whole time?" **ALLEN** was telling **DERRY** that a heroin supplier unknown to the investigation contacted **ALLEN**, and that **ALLEN** then had direct access to the supplier, rather than purchasing through a "connect" or "middle-man" ("Leem"). **DERRY** supplied **ALLEN** and other members and associates of Dirty Block with heroin. However, due to the nature of the conspiracy, **ALLEN** was able to discuss with **DERRY** his attempts at finding an alternate heroin supplier.

292. On January 6, 2013, at approximately 12:12 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-224-3939, wherein **MYKAL DERRY** had a conversation with **JODI BROWN**. During the conversation **BROWN** said, "Do you want this um, do you want this (ballistic) vest, 'cause if not I'm throwing it in the trash." **DERRY** said, "Man you better not touch my shit." **BROWN** said, "Listen, well you better come, you better come and get it, you better come get it and tell your brother (**MALIK DERRY**) to come get his stuff or it'll be in the trash." **DERRY** began using other residences within Stanley Holmes as heroin storage and distribution locations, and **BROWN** was telling **DERRY** she had a ballistic vest of his that was previously stored in her residence.

293. On January 7, 2013, at approximately 10:42 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ We need To Go To the car place early i got shit To do... ]. At approximately 10:45 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ U can Jus bring me the car or i can drop u off at ur truck ]. At approximately 10:47 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ When did u say u

wanted To return it ]. At approximately 10:48 a.m., a text message was sent from Derry Phone 8 to telephone number 609-233-8302, that read, [ Tues ]. **S.B.** was renting vehicles for **MYKAL DERRY** to use to conduct drug trafficking. **DERRY** had several vehicles that he purchased that were registered in **KIMBERLY SPELLMAN's** name, and that he used to conduct drug trafficking. However, **S.B.**, **SPELLMAN** and **SPELLMAN's** sister K.S. rented numerous vehicles for **DERRY**. **DERRY** changed rental vehicles frequently, often during the term of the contract, in an effort to avoid detection from law enforcement by being observed in a known vehicle, and to help conceal his drug trafficking, which entailed driving around Stanley Holmes and the surrounding neighborhoods meeting with distributors and customers. At approximately 10:49 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ DiD u drop the Money yet ]. At approximately 10:50 a.m., a text message was sent from Derry Phone 8 to telephone number 609-233-8302, that read, [ Nah cum get it ]. At approximately 10:53 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ I Jus told Im busy n Im sure u r so Jus drop it n keep it movin ]. At approximately 11:10 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ U droppin hundreds On this car n give me ten ]. **DERRY**, with the assistance of **S.B.**, laundered the proceeds from the sale of heroin by using it to pay for rental vehicles. Further, **S.B.** was upset that there was only \$10 extra, which constituted a payment for her services.

294. On January 7, 2013, at approximately 11:18 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-442-5639, wherein **MYKAL DERRY** had a conversation with **A.B.**, a/k/a "**Aunt Aud.**" During the conversation **DERRY** said, "What's up Aunt Aud?" **A.B.** said, "Okay, I'm a need one (brick of heroin)." **DERRY** said, "A whole one?" **A.B.** said, "Yeah, a whole one." **DERRY** said, "Alright, I be there." At approximately 11:26 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-442-5639, wherein **DERRY** had

another conversation with **A.B.** During the conversation **DERRY** said, "Aunt Aud, can you meet me downstairs? You're on the right, yeah I'm down, I'm out front." **A.B.** said, "Okay, I'm a come down." **DERRY** was meeting with **A.B.** at her residence at the Schoolhouse Apartments, to supply her with a brick of heroin.

295. On January 7, 2013, at approximately 11:58 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-957-9765, wherein **MYKAL DERRY** had a conversation with K.D. During the conversation K.D. said, "Stay right there, I'm 'bout to uh, bring you them, them uh, shell tops (ammunition), I'm right here . . . I just came from the room, just was trying to hit Buck (call **SHAAMEL SPENCER**), he wasn't pickin' up his phone." **DERRY** said, "I'm right here front of Sneaker Villa (store) my nigga." Later, at approximately 1:21 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Wat kind of crayons r those.. lls ]. At approximately 1:22 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Call of duty dey said 38 ]. Your Affiant knows "shell tops" and "crayons" are commonly used by **DERRY** and his associates to refer to ammunition. **DERRY** and **SPENCER** acquired .38 or .380 caliber ammunition from K.D. (paragraphs 308, 350).

296. On January 9, 2013, at approximately 11:11 a.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **SPENCER** said, "You still at the spot over there?" **DERRY** said, "Yeah." **SPENCER** said, "Hey yo, I'm at Black' (**RONALD DAVIS**) crib, mother fucker, task (police Task Force) sitting by the wall there in a gold Impala with the black tints on it, you heard." **DERRY** said, "Alright, alright, alright." **DERRY** could then be heard warning somebody in the background, "Yo, task outside." **SPENCER** was attempting to meet with **DERRY** to be re-supplied with heroin. Further, **DERRY** was at a location within Stanley Homes, while **SPENCER** was nearby at **DAVIS**' residence. **SPENCER** was warning **DERRY**

that law enforcement officers were also nearby, in a Chevy Impala with tinted windows.

297. On January 9, 2013, at approximately 2:06 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ U still got the cut ]. At approximately 2:10 p.m., a text message was received over Derry Phone 8 from telephone number 609-880-3822, that read, [ If its bangin jus use da bars. ]. **MYKAL DERRY** was asking **KIMBERLY SPELLMAN** if she still possessed "cut" or an additive used to increase the volume of heroin. **SPELLMAN** responded that if the heroin was of high quality ("bangin") then **DERRY** could use another product ("bars") and the heroin would still be of good quality. At approximately 2:12 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [ I don't think u need that cuz this shit looks gud its like a lite grey color n its strong is hell u got the bags ]. **DERRY** acquired unpackaged powder heroin to which he intended to add "cut," and to package in "bags," with the help of **SPELLMAN**. Further, your Affiant is aware, based on intercepted communications, that on January 7, 2013, **DERRY** travelled to Paterson, New Jersey, and was supplied 35 bricks of pre-packaged heroin from **M.T.** Therefore, your Affiant believes **DERRY** had access to multiple suppliers of heroin (paragraphs 308, 350).

298. On January 11, 2013, at approximately 8:56 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6908, wherein **MYKAL DERRY** had a conversation with **A.B.** over **KAREEM BAILEY's** telephone number.<sup>36</sup> During the conversation **KAREEM BAILEY** said, "Hold up." **A.B.** said, "Hello." **DERRY** said, "Hello, what's up Auntie?" **A.B.** said, "Hey ah, can you get one (brick of heroin) to me?" **DERRY** said, "Yeah, uh, your phone ain't working?" **A.B.** then informed **DERRY** that she had been calling from her telephone number, but that the calls had not been going through. **A.B.** said, "Oh okay, you gonna come across?" **DERRY** said, "No, I'm gonna call you

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<sup>36</sup> **KAREEM BAILEY** has referred to **A.B.** as his mother. Your Affiant knows that they live in the same residence, which is used by them as well as other members of the conspiracy as a heroin and cocaine distribution location.

when uh, when its time, 'bout ten, fifteen minutes." **A.B.** said, "But if you gonna be definitely? Because I'm out (of heroin)." **DERRY** said, "Yeah, yeah, yeah." **DERRY** was telling **A.B.** that he would come from Stanley Holmes, "across" Brown's Park, to her residence at the Schoolhouse Apartments to deliver heroin.

299. On January 12, 2013, at approximately 11:51 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-287-4865, wherein **MYKAL DERRY** had a conversation with bail bondsman **P.J.L.** During the conversation **P.J.L.** said, "You coming down here?" **DERRY** said, "Yeah, I'll be down there, I'm about to come to the city now." **P.J.L.** said, "Yo you live, or are you going back to your crib first? Do you live near Buck (**SHAAMEL SPENCER**)?" **DERRY** said, "Yeah." **P.J.L.** said, ". . . can you pick up whatever (money) he going to bring me and bring it down with you?" **DERRY** said, "Alright, I got to stop past there first anyway." **P.J.L.** said, "Alright. Yo, let me get a three of the other thing too (heroin)." **DERRY** said, "Alright." **P.J.L.** was asking **DERRY** to pick up payment from **SPENCER** for his bond, and to bring it to **P.J.L.** along with a quantity of heroin. At approximately 12:06 p.m., a text message was received over Derry Phone 8 from telephone number 609-287-4865, that read, [ Don't worry bout buck ]. At approximately 12:13 p.m., a text message was received over Derry Phone 8 from telephone number 609-287-4865, that read, [ Let me know when u on way ]. At approximately 12:39 p.m., a text message was sent from Derry Phone 8 to telephone number 609-287-4865, that read, [ I heard did u fill the paper work ]. At approximately 12:42 p.m., a text message was received over Derry Phone 8 from telephone number 609-287-4865, that read, [ When did u get hired ]. At approximately 12:46 p.m., a text message was sent from Derry Phone 8 to telephone number 609-287-4865, that read, [ Yesturday.... ]. **P.J.L.** was discussing with **DERRY** the preparation of fraudulent paperwork regarding employment verification for **DERRY** in order to use **DERRY** as a "co-signer" in order to secure bond for members and associates of Dirty Block upon their arrest.

300. On January 13, 2013, at approximately 4:03 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-553-1454, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **DERRY** said, "Yo, you still on deck (have heroin)?" **ALLEN** said, "Yeah." **DERRY** said, "Alright, I'm a be hittin' (calling) you in a minute . . . ." At approximately 4:05 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-350-0318, wherein **DERRY** had a conversation with an Unknown Male ("UM"). During the conversation UM said, "Man I'm tryin' to grab a couple of them shits bro, probably like eight, like eight, nine (bundles or bricks of heroin)." **DERRY** said, "Come around the hood (Stanley Holmes)." At approximately 4:06 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-553-1454, wherein **DERRY** had another conversation with **ALLEN**. During the conversation **DERRY** said, "What's the label (stamp) on them shits (heroin bags) bro?" **ALLEN** said, "Um, Elmo's, same shit." At approximately 4:37 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-553-1454, wherein **DERRY** had a conversation with **ALLEN**. During the conversation **DERRY** said, "Man, where's some Elmo (heroin) at?" **ALLEN** said, "Right here, what's good?" **DERRY** said, "Alright, meet me at the trizzle ("trap"/heroin distribution location)." **ALLEN** said, "You didn't even tell me what you want yet?" **DERRY** said, "The whole joint (brick of heroin)." **ALLEN** said, "One?" **DERRY** said, "Yeah." Based on intercepted communications, it was learned that **DERRY** was out of heroin, and was acquiring heroin from **ALLEN** that was stamped "Elmo's World." Further, **DERRY** was telling **ALLEN** to meet him at a "trap house," which **DERRY** described as being in the second village of Stanley Holmes, and is known to your Affiant to be 307 North Dr. Martin Luther King Boulevard.

301. On January 13, 2013, at approximately 7:22 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ When u cum back thru bring one my nigga ]. At approximately 8:17 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Bra I had went threw gz

wit dat shit ]. At approximately 8:18 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ O ard u ran out ]. After **SHAAMEL SPENCER** ordered a brick of heroin from **DERRY**, **DERRY** told **SPENCER** that he was getting his heroin from **KAMAL ALLEN**, a/k/a "Geez," because his supply ran out.

302. On January 15, 2013, intercepted communications indicated **MYKAL DERRY** was going to supply **SAEED ZAFFA** with heroin. At approximately 6:28 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Dam bra my bitch had got rid of em I'm bout to hit gz n c wats gud ]. **DERRY** was telling **ZAFFA** that **KIMBERLY SPELLMAN** sold the last of **DERRY's** heroin. At approximately 6:39 p.m., a text message was sent from Derry Phone 8 to telephone number 609-553-1454, that read, [ Sup wit the elmo ]. At approximately 6:42 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ I got sum otha stamp same shit tho..but right now 150 until i bust another move.. ]. At approximately 6:47 p.m., a text message was sent from Derry Phone 8 to telephone number 609-553-1454, that read, [ 8166520 that's seed number he tryinna get sum ]. **DERRY** asked **KAMAL ALLEN** if he still had heroin stamped "Elmo's World," to which **ALLEN** replied that he did not, that he had heroin with a different stamp which cost \$150 per brick until such time that **ALLEN** was resupplied. **DERRY** then instructed **ALLEN** to supply **ZAFFA** with that heroin.

303. On January 15, 2013, at approximately 7:55 p.m., a text message was sent from Derry Phone 8 to telephone number 609-816-6520, that read, [ Did he call u ]. **MYKAL DERRY** was asking **SAEED ZAFFA** if **KAMAL ALLEN** called him to supply heroin. At approximately 7:56 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ Yea I went to him good look bra ]. At approximately 7:57 p.m., a text message was received over Derry Phone 8 from telephone number 609-816-6520, that read, [ Word iz that shit gud ]. **ZAFFA** was telling **DERRY** that the heroin supplied by **ALLEN** was well liked by customers.

304. On January 15, 2013, at approximately 9:14 p.m., a text message was sent from Derry Phone 8 to telephone number 609-553-1454, that read, [ 2raks for 15 ]. At approximately 9:18 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ I got 11 left for 1550 ]. At approximately 9:42 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ I paid 135 for des from my man till dis other shit get here... ]. After **MYKAL DERRY** heard from **SAEED ZAFFA** that customers liked the heroin that had been supplied by **KAMAL ALLEN**, **DERRY** offered **ALLEN** \$2,000 for 15 bricks of heroin. **ALLEN** replied that he only had 11 left, and that he paid \$135 per brick to an unknown supplier.

305. On January 16, 2013, at approximately 5:37 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ Dat shit i gave dij..she said it was official.. ]. At approximately 5:38 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ I got 15 of dem for 135.. ] **KAMAL ALLEN** was telling **MYKAL DERRY** that the heroin that **ALLEN** previously supplied to B.S., a/k/a "Dij," the resident of their "trap house" located at 307 North Dr. Martin Luther King Boulevard, was reported to be of good quality ("official"), and **ALLEN** purchased another 15 bricks of heroin for \$135 per brick from an unknown supplier.

306. On January 17, 2013, **MYKAL DERRY** was involved in a physical altercation with **KIMBERLY SPELLMAN** (who was pregnant at the time) at their residence located at 727 Green Street, Atlantic City, New Jersey. Both **DERRY** and **SPELLMAN** fled the scene prior to the arrival of ACPD. Intercepted communications revealed that **SPELLMAN's** mother called the police in reference to **DERRY** assaulting **SPELLMAN**. Further intercepted communications revealed that **DERRY** left a handgun, a large quantity of cash, and drugs at the residence. **DERRY** went back to the residence and retrieved the cash from a hidden storage location in the ceiling, but left the handgun and drugs (paragraph 308).

2. On January 17, 2013, at approximately 5:19 p.m., a text message was sent from Derry Phone 8 to telephone number 609-470-0814, that read, [ Tell ur mom I left so she can get the police from around there ]. At approximately 5:20 p.m., a text message was received over Derry Phone 8 from telephone number 609-470-0814, that read, [ I aint tellin her Shit. That's the kinda shit that happen when u hitt pregnant girls..Kim stupid is hell cus I woodn need my mom to call the coppers.. ]. At approximately 5:21 p.m., a text message was sent from Derry Phone 8 to telephone number 609-470-0814, that read, [ No Kim grimmey is hell that's the thing ]. **MYKAL DERRY** and K.S. (the sister of **KIMBERLY SPELLMAN**) were discussing **SPELLMAN's** mother calling the police after **DERRY** physically assaulted **SPELLMAN**, who was pregnant at the time. On January 19, 2013, at approximately 9:13 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-830-3822, wherein **DERRY** had a conversation with **SPELLMAN**. During the conversation **DERRY** attempted to get **SPELLMAN** to deliver a handgun that he had left in the residence, after the incident on January 17, 2013, wherein he physically assaulted **SPELLMAN** (paragraph 309). **DERRY** said, "What she (**SPELLMAN's** mother) call the police on me the other day for?" **SPELLMAN** said, "I guess whatever, they must have thought you was hitting me or however, whatever the situation was." Based on the nature and tone of the conversation, your Affiant believes **SPELLMAN** was telling **DERRY** that her mother called the police because her mother believed that **DERRY** had been physically assaulting **SPELLMAN**, who was pregnant at the time. In later recorded conversations, **DERRY** explained that he "almost knocked her eye out." While the exact cause of the physical violence is not known, your Affiant believes, based on intercepted communications, that **SPELLMAN** had been talking about **DERRY's** drug trafficking activities in front of individuals to whom **DERRY** did not want the information disclosed. On February 14, 2013, during a recorded conversation obtained by Case Agents, **MYKAL DERRY** discussed the incident on January 17, 2013, during which he physically assaulted **KIM SPELLMAN** at their residence of 727 Green Street, Atlantic City. **DERRY** said, "Hell yeah I punched her in her face and I smacked her . . . I started sayin' what I said, they (**SPELLMAN** and her

sister K.S.) goin' back sayin' this, this and that, that's why I went back and smacked the shit out of Kim (**SPELLMAN**) you feel me . . . I wasn't fuckin' with that bitch 'cause she talked too much, and she played mad different sides. She took my money, that bitch ain't got shit, you heard." During this and other recorded and intercepted communications, **DERRY** revealed that he struck **SPELLMAN** in the face for discussing his drug trafficking activities ("she talked too much").

307. On January 18, 2013, at approximately 9:17 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-8302, wherein **MYKAL DERRY** had a conversation with **S.B.** During the conversation **DERRY** said, "Oh, you going to get in that car?" **S.B.** said, "Mykal, we went through this shit." **DERRY** said, "I need it though." **S.B.** said, "But you said you have other people, you said you already have one." **DERRY** said, "I was lying, if I had.." **S.B.** said, "I'm going to make the reservation first, then we will go after that." At approximately 12:14 p.m., a text message was sent from Derry Phone 8 to telephone number 609-233-8302, that read, [ Tell her let u get the buick ]. At approximately 3:40 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-8302, wherein **DERRY** had another conversation with **S.B.** **S.B.** said, "You in the (rental) car?" **DERRY** said, "Yeah, what's going on?" **S.B.** said, "The receipt in the arm thing where you can lift up, see how much they take and how much the total was." **DERRY** said, "Total estimated charge four-eighty-seven (\$487)." Subsequent intercepted communications revealed that **DERRY** provided **S.B.** with proceeds from the sale of heroin (in the form of cash) that **S.B.** then loaded onto a pre-paid credit card for the purpose of renting vehicles. **S.B.** was inquiring with **DERRY** how much the rental car company was going to charge her card.

308. On January 18, 2013, at approximately 5:25 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** recounted to **SPENCER** about returning to 727 Green Street to retrieve his handgun, drugs, and proceeds from the

sale of drugs. **DERRY** said, "They was in there changing the locks, you heard my nigga, listen, look, aye yo, somthin' keep telling me like, 'yo go get your bread (money), tooly (handgun), smizz (heroin)' my nigga, I get there, they in there, I walk right past them, Kim (**SPELLMAN**) was just pulling up with her mom my nigga, I caught her tellin' her mom to call the cops on me 'cause I got the strap (handgun) you heard . . . but I had to leave the joint (handgun) and the twizzy (heroin) there, you feel me, so this is what, this is what you got to do. . ." **DERRY** then asked **SPENCER** to call **SPELLMAN** and tell her the heroin was his and not **DERRY's**, and to go to the residence and retrieve it. **SPENCER** said, "Tell her what's mine? The wizerk ("work"/heroin)?" Later, in a subsequent conversation, **DERRY** said, ". . . I was on it, but try to keep the bread, oh my lord, I pull the bread (money) out the ceiling, I said 'let me get this loaf of bread,' her mom is looking like with her mouth wide open, like 'damn.'" **DERRY** retrieved a large amount of cash (proceeds from the sale of heroin) from a hidden storage location in the ceiling of the residence. (On February 11, 2013, a search warrant was executed on the residence at 727 Green Street, Atlantic City, New Jersey, during which a .380 caliber semi-automatic handgun was found hidden in the ceiling; packaging materials and 18 bricks of heroin were also found at the location.)

309. On January 19, 2013, beginning at approximately 9:06 a.m., a series of calls were intercepted between Derry Phone 8 and telephone number 609-880-3822, wherein **MYKAL DERRY** had conversations with **KIMBERLY SPELLMAN**. During the conversations **DERRY** tried to convince **SPELLMAN** to bring him a handgun that he had left at the residence. **DERRY** said, "Its (the handgun) in your blazer, in your pocket in your blazer, you going to bring it to me?" Later, **SPELLMAN** said, "I ain't bringing it (handgun), I'll just wait for a little bit, but you, I know where its at . . . I said I ain't trying to go in the area with them (police)." **DERRY** said, "Yeah, but I know, 'cause yo, they (police/surveillance) was right, they was right there bro, and, and they pulled off and circled like two times, you heard. But nah, nah,

its somebody got popped (shot) last night, like two niggas got popped, by the, in the third (village of Stanley Holmes) that's why they like that though. But I need that (handgun)." **SPELLMAN** said, "Boy you better go something, I'm not being in the mix of all that stuff (transporting handgun while police are investigating shooting), I'll get it as soon as I can." **DERRY** said, "Bro, I need the shit now." **SPELLMAN** then told **DERRY** that she would call him later, and arrange for him to get the handgun. During previous intercepted communications, **DERRY** told **SHAAMEL SPENCER** that **SPELLMAN's** mother gave the police a description of his vehicle, and that he heard the information over a police scanner. **DERRY** was then hesitant to return to 727 Green Street, or the vehicle, to retrieve the handgun for fear that **SPELLMAN** or her mother would call the police.

310. On January 19, 2013, at approximately 1:30 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ Can u get sum grams right now? ]. At approximately 1:33 p.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ Ur man from up north.. ]. At approximately 1:35 p.m., a text message was sent from Derry Phone 8 to telephone number 609-553-1454, that read, [ O I'm watin now to c wats the word ]. **KAMAL ALLEN** was asking **MYKAL DERRY** if he could obtain grams of raw heroin or cocaine from **M.T.** and **M.F.** in Paterson, New Jersey ("up north"). Further, on this day **DERRY** made numerous unsuccessful attempts at calling **M.T.** and **M.F.**

311. On January 19, 2013, at approximately 4:29 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-553-1454, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN**. During the conversation **DERRY** said, "I'm tryin' to get me and you these grizzlies (grams) from this nigga (supplier), man." **ALLEN** said, "Oh what's good, what's up with that?" **DERRY** said, "Tryin' to let you know. I'm a um, um, when the nigga (supplier) hit me back, you heard, that's why I been out here waitin'." **ALLEN** said, "Alright, I'm waitn' for um, bro, nigga 'bout to hit (call) me right now, he 'bout to go in the store down there right now, I'm waitin' for him to hit me right

now. Yeah, so when he hit me and let me know, I'm a hit you and let you know what's good." **DERRY** was telling **ALLEN** that he was attempting to secure a supply of grams of raw heroin or cocaine from a local supplier. Further, **ALLEN** was telling **DERRY** that he had access to an individual who was able to purchase handguns, and then supply them to **ALLEN**. **ALLEN** had mentioned to **DERRY** several times that he had access to an individual who could purchase handguns directly from a retail store.

312. On January 19, 2013, at approximately 5:03 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-317-0964, wherein **MYKAL DERRY** had a conversation with **RONALD DAVIS**, a/k/a "Black." During the conversation, **DERRY** said, "Who this?" **DAVIS** said, "It's Black, bro." **DERRY** said, "Oh you changed your (telephone) number?" **DAVIS** said, "I been gave you this number, its my iPhone number . . . I was just about to tell you to come to my spot real quick 'cause my peoples had did some of them shits real quick and shit, he got like five hundred of them shits (counterfeit U.S. currency)." **DERRY** said, "No tell that nigga five racks (\$5,000) bro." **DAVIS** said, "I know, but I just wanted to show you like what he got right not 'cause I'm about to do something with this shit I got (spend or use the counterfeit currency)." **DERRY** said, "They hundreds and twenties?" **DAVIS** said, "They tens. Yeah the new, the frish, like the new big faces." **DERRY** said, "Alright I'm about to come over there." Based on other intercepted communications, it is believed that an associate of **DAVIS** manufactured or acquired counterfeit U.S. currency in \$10 denominations. **DAVIS** was telling **DERRY** to come examine the counterfeit currency to see if he wanted to acquire any, and **DERRY** was telling **DAVIS** that he wanted to acquire \$5,000 in the fraudulent bills. (Telephone number 609-317-0964 was subscribed to Ronald Davis.)

313. On January 20, 2013, intercepted communications indicated **MYKAL DERRY**, **SHAAMEL SPENCER** and **KAMAL ALLEN** were going to the Shore Shot indoor shooting range in Lakewood, New Jersey. Further intercepted communications revealed **DERRY** was going to use his brother

K.S.'s identification again to access the range. At approximately 3:24 p.m., all three subjects along with another unidentified individual were photographed as they entered the range. Records received from Shore Shot pursuant to an administrative subpoena revealed no documentation believed to be associated with the above listed subjects.<sup>37</sup>

314. On January 22, 2013, at approximately 8:07 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** said, "You man this nigga (heroin supplier **M.T.**) buggin' up there, he talkin' 'bout shit on hold . . . ." **DERRY** was telling **SPENCER** that he was not able to obtain heroin from **M.T.** At approximately 8:10 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-676-5455, wherein **DERRY** continued his conversation with **SPENCER**. **SPENCER** said, "I said the, his people, his (unknown male) people got the joints (bricks of heroin) for one-sixty-five (\$165) and said this other man got it for one-ninety (\$190)." **DERRY** said, "So we're gonna come up with a solution, it don't matter." **SPENCER** said, "Hell yeah, 'cause the niggas need that shit (heroin supply) my nigga." Later, **SPENCER** said, "You seen fuck niggas (rivals), we ain't got them on our shit (Instagram/Facebook). . . yeah them niggas at the gun range talking about they got a bullet with your name on it, yeah . . . we just gonna have to go in with that shit my nigga, come up with a plan how we gonna stack this bread (money) and put it together and separate it and everything my nigga." **DERRY** and **SPENCER** were discussing disruptions in their drug trafficking, and their plans to combine their money to purchase larger quantities of heroin at a lower price. **SPENCER** was also telling **DERRY** about images of rival individuals at a shooting range that were posted on Instagram, or Facebook, and that mention a "bullet" meant for **DERRY**.

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<sup>37</sup> Shore Shot does not require a release form or background questionnaire to be completed after the first use of the facility.

315. On January 23, 2013, at approximately 9:56 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-6520, wherein **MYKAL DERRY** had a conversation with **SAEED ZAFFA**. During the conversation **DERRY** said, "But uh, you get with that nigga Mal (**KAMAL ALLEN** for heroin)?" **ZAFFA** said, "Yeah, for now. . .I'm sayin' my people (heroin customers), they like that shit." **DERRY** said, "Yeah, what's his, what's his number (price) on that shit?" **ZAFFA** said, "I'm giving him one-fifty-five (\$155 per brick). . . he was charging uh, Crush (**DERRY** associate) and them one-seventy (\$170). . . Geez (**ALLEN**) hit me last night and told me he had just got some new stuff, some new shit (heroin) in." **DERRY** said, ". . . what's up with Shizz (S.J.<sup>38</sup>)?" **ZAFFA** said, "He supposed to goin' up and holla at the dude (supplier) today . . . 'cause last time he went up there, the Poppi, that guy hit with like a key (supplied a kilogram of heroin) of some bullshit, said it was like a five or six (low quality). . ." **DERRY** said, "Give that nigga (S.J.) my (phone) number . . . but no, I'm saying, my bread (money) goes in your hand, you feel me?" **ZAFFA** said, "That's what I'm sayin', I wanna see what its like (quality of heroin) first before, 'cause I need to put my bread (money) into it . . . I only grabbed (obtained heroin) from Mal (**ALLEN**) a couple times though, like I already went a couple days without nothin'." **DERRY** said, "Oh alright, matter of fact, Geez (**ALLEN**) did tell me he was goin' up to see him (supplier) there. . . 'cause my people up there (**M.T.** in Paterson, New Jersey) they on, on some hold shit you feel me. . . but still, gotta get some bread (money), know what I'm sayin'." **ZAFFA** said, "Hell yeah, I was dippin' with the yolks (selling cocaine) for a little bit, for three days I ain't had nothin' (no heroin) I had the yolks. I was just out there doing that, even that shit was slow, but slow paper (money) better than no paper, man." **DERRY** said, "Man, but your flizz be like my

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<sup>38</sup> S.J. a/k/a "Shizz" was identified when Case Agents directed a traffic stop on January 11, 2013, by ACPD, of a vehicle seen leaving **DERRY's** "trap house" at 307 North Dr. Martin Luther King Boulevard. S.J. was arrested and found to be in possession of approximately one ounce of powder cocaine. He was released on bond on January 13, 2013, with bail set at \$75,000, "No 10%" bail.

flizz (**DERRY's** heroin customers are **ZAFFA's** heroin customers)." **ZAFFA** said, "Yeah they like that shit (**ALLEN's** heroin) though." **DERRY** said, "But no, he got (to) come down on that number (price)." **DERRY** and **ZAFFA** then discussed heroin prices and suppliers, and putting their money together to get the best price for heroin. **DERRY** said, "But I'm gonna show y'all how to go to that table (negotiate) though my nigga, like know what I'm saying, me you and a few mother fuckers and I'm gonna show y'all though, 'cause I know how to do it bro." **DERRY**, **ZAFFA**, **ALLEN** and other members of the conspiracy worked together to coordinate and control the sale of heroin in Stanley Holmes and the surrounding area. They discussed prices, quality, and suppliers of heroin, to serve the same general customer base. Further, **DERRY** and members of the conspiracy directed violence towards drug distributors and dealers who are not members or associates of Dirty Block/Crime Fam (paragraphs 252-256), or at rival members and associates of Dirty Block (paragraphs 151, 340), in furtherance of their drug trafficking (paragraph 191).

316. On January 23, 2013, at approximately 10:45 a.m., a text message was received over Derry Phone 8 from telephone number 609-553-1454, that read, [ I found a banger on the grams 85 a joint..im busting a move 2day let me know now.ifu wanna do sumthing.. ]. At approximately 12:41 p.m., a text message was sent from Derry Phone 8 to telephone number 609-553-1454, that read, [ Ard ima grab like 7 to c wat it iz ]. **KAMAL ALLEN** was telling **MYKAL DERRY** that he had secured high quality ("a banger") raw heroin at \$85 a gram, and **DERRY** replied that he would try seven grams (1/4 ounce) as a test, or sample.

317. On January 23, at approximately 5:40 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-318-0654, wherein **MYKAL DERRY** had a conversation with **M.F.** During the conversation **M.F.** said, "'cause old boy (**M.T.**) tried to call you too, and let you know, you know we got them Dark Night niggas (previous heroin suppliers) back right?" **DERRY** said, "Yeah?" **M.F.** said, "Call 'Li (**TYRONE ELLIS**) and ask, that shit that we got now, the shit called

ten and a half, Five Star (heroin stamp), all the way official (high quality)." **DERRY** said, ". . . let me see, I'm' go with forty (40 bricks of heroin)." **M.F.** said, "I'm a try to see if I can put that order in right now, because we only got like four left." **DERRY** then explained that he had been trying to call, but that the calls had not gone through. **M.F.** said, "That's why [**M.T.**] said something about 'yo bro's phone,' 'cause he (**M.T.**) talked to him (**ELLIS**) yesterday . . ." **DERRY** said, "I know, I was calling you too, this shit (**M.F.'s** telephone number) wasn't working." **M.F.** said, "My shit (telephone battery) probably was dead, my phone don't never go off, this my money phone." **M.F.** was informing **DERRY** that he and **M.T.** were again receiving heroin from previous suppliers who were known for the popular stamp "Dark Night." **DERRY** then ordered 40 bricks of heroin. **M.F.** was also stating that **ELLIS** already acquired this heroin supply (analysis of historical telephone records confirm the first contact between Ellis Phone 3 and **M.T.'s** telephone number was January 22, 2013).

318. On January 24, 2013, at approximately 9:02 a.m., an incoming call was received over Derry Phone 8 from telephone number 843-318-0654, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **DERRY** said, "I was just trying to see when you know what I mean, when it's a go?" **M.T.** said, "If you want to jump on the road anytime after twelve." **DERRY** said, "Alright, say no more, I got you man, I'm a text before I leave." **M.T.** was telling **DERRY** that he would be ready to supply heroin after 12:00 p.m. At approximately 9:04 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-431-2633, wherein **DERRY** had a conversation with **AREE TOULSON**. During the conversation **DERRY** said, "I'm 'bout to come, 'bout to pull up in the next couple minutes." **TOULSON** said, "Bungalow yeah, Grandpa crib." **TOULSON** was telling **DERRY** to meet him at his residence (that is shared with family members), where **TOULSON** would provide **DERRY** with funds to purchase heroin from **M.T.** At approximately 9:20 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-431-2633, wherein **DERRY** had a

conversation with **TOULSON**. During the conversation **TOULSON** said, "When I took it (money) out the envelope and shit, one of my hundreds (\$100 bill) slipped out so you gonna come back and get that, or just take my fifty off and just get me nine (bricks of heroin), you heard?" **DERRY** said, "No fuck that, I'm a put your hundred, you just give me that hundred (\$100) back." **TOULSON** provided **DERRY** with \$1,500 to purchase 10 bricks of heroin at \$150 per brick from **M.T.** Subsequent to this conversation, **DERRY** advised **TOULSON** that he would, in fact, drive to **TOULSON**'s residence and retrieve the missing \$100. At approximately 1:15 p.m., a text message was sent from Derry Phone 8 to telephone number 843-318-0654 that read, [ I'm on the road ]. **DERRY** was telling **M.T.** that he was on his way to Paterson, New Jersey to be re-supplied with heroin.

319. On January 24, at approximately 8:57 p.m., in a series of text messages exchanged between Derry Phone 8 and telephone number 843-318-0654, **M.F.** informed **MYKAL DERRY** that **M.T.** said **DERRY's** payment for heroin was short. At approximately 9:52 p.m., an incoming call was received over Derry Phone 8 from telephone number 843-318-0654, wherein **M.F.** had a conversation with **DERRY**. During the conversation **M.F.** said, "Hey yo, he (**M.T.**) said something, it suppose' to be fifty-one hundred (\$5,100), he said its like forty-one hundred (\$4,100) and some change." **DERRY** had ordered 40 bricks of heroin at \$130 per brick (paragraph 317), and therefore would have owed \$5,200. **DERRY** told **M.F.** that he would return in a day or two with the money.

320. On January 25, 2013, at approximately 11:26 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-226-7826, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DERRY** said, "Yo go holler at Buck (**SHAAMEL SPENCER**), you heard, he waitin' for you." **DUNCAN** said, "I ain't got his (telephone) number yo." **DERRY** said, "I'm about to give him your number." **DERRY** was sending **DUNCAN** to meet with **SPENCER** to be supplied with heroin. At approximately 11:35 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-226-7826, wherein **DERRY** had another conversation with **DUNCAN**. **DUNCAN** said, "He

at Nikki's crib (**SPENCER's** girlfriend N.S., a/k/a "Nikki")?" **DERRY** said, "Yeah." At approximately 11:44 a.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [I charge the nigga 180 so I can have 10 u heard]. **SPENCER** was telling **DERRY** that he charged **DUNCAN** \$180 per brick of heroin.

321. On January 25, 2013, at approximately 11:54 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 843-318-0654, wherein **MYKAL DERRY** had a conversation with **M.F.** During the conversation they discussed **DERRY's** shortage in his previous payment for heroin, and **DERRY's** plans to travel to Paterson, New Jersey, to provide the funds as well as acquire a quantity of heroin. **M.F.** said, "Yeah, I'm going' (to) Vegas, I'm leaving in like another three, four hours, but my cousin going to have my phone, bro (**M.T.**) going to be around him." **DERRY** said, "No, I' probably come, come today or tomorrow to bring him (**M.T.**) the bread (money) but I'm going to try and hurry up so I can get on that official thing (new line of heroin) you heard." **M.F.** said, "Oh yeah, and it (new line of heroin) just came through too, but I don't know how long that shit going to be here." **DERRY** said, "I know, I should have waited until today but I said fuck it, I was already up there, but just tell [**M.T.**] to hit (call) me, you heard." **DERRY** was telling **M.F.** that he would travel from Atlantic City to Paterson, New Jersey to bring funds to cover his previous shortage, and to purchase more heroin. (As noted above, a check of airline records confirmed that **M.F.** had reservations to fly from LaGuardia airport in New York at 7:00 p.m., January 25, 2013, to McCarran airport in Las Vegas. See paragraph 22.b.)

322. On January 25, 2013, at approximately 6:47 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6908, wherein **MYKAL DERRY** had a conversation with **RAYMOND MACK, a/k/a "Bread."** **MACK** was incarcerated and was speaking to **DERRY** on a three-way call facilitated by **KAREEM BAILEY**. During the conversation **DERRY** said, "Hey yo, you in Kintock (correctional facility)?" **MACK** said, "Yeah. . . I need some bread (money) to hold me 'til I get out of here, I get out of here the ninth of next month,

you heard, I just need some bread." **DERRY** said, "Alright, don't worry about it, I got it, you heard Bread." **DERRY** was telling **MACK** he would provide funds (proceeds from the sale of heroin) for **MACK** while he was incarcerated.

323. On January 26, 2013, 3:01 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-553-1454, wherein **MYKAL DERRY** had a conversation with **KAMAL ALLEN, a/k/a "Geez."** During the conversation **ALLEN** and **DERRY** discussed arranging for bond for Dirty Block associate F.G.,<sup>39</sup> with heroin customer and bail bondsman **P.J.L.** **DERRY** said, "What's up with [F.G.]?" **ALLEN** said, "[F.G.], oh we're trying to see what's good with this, hey yo man listen, you gotta call the bail bondman nigga (**P.J.L.**) man and tell him, like bro good (F.G. is Dirty Block)." **DERRY** said, "I already called him Geez, he said he be in the office at ten-thirty, that was this morning . . . I told him twenty-five (\$2,500) and the co-signers . . ." **ALLEN** said, ". . . tell that nigga we got the twenty-five, we got like three co-signers man, and tell him mother fucking nigga, I got some work (heroin) for him too." **DERRY** said, "Alright." **ALLEN** said, "I got a whole wall, word, tell that nigga (**P.J.L.**) I got a whole wall for him, tell him we got a whole brick (of heroin) for him." **DERRY, ALLEN** and other members of the conspiracy routinely worked together to arrange for bond money and co-signers for Dirty Block members and associates as they were arrested for drug and/or weapons violations. Intercepted communications confirmed that **P.J.L.** was aware that money from **DERRY** and his associates was comprised of proceeds from the sale of heroin and that co-signers' statements and paperwork were at times fraudulent. **ALLEN's** proposal of a brick of heroin was a quid pro quo offer wherein **P.J.L.** would arrange for the bond despite that knowledge. At approximately 4:01 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-287-4865, wherein **MYKAL DERRY** had a conversation with **P.J.L.** During the

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<sup>39</sup> F.G. was arrested on January 25, 2013 in Mays Landing, New Jersey, for DUI and found to be in possession of a loaded .45 caliber handgun and approximately 10 bricks of heroin.

conversation **P.J.L.** said, "What's up with that, are they coming down or what's good?" **DERRY** said, "Yeah man, I told them (**ALLEN**)."  
**P.J.L.** said, "I'm about to be out of here (office) and shit I just had a baby yesterday, I came down here (Atlantic City) for you and shit."  
**P.J.L.** was telling **DERRY** that although the woman believed to be his wife just had a child, he came in to work to assist **DERRY** and his Dirty Block co-conspirators.

324. On January 27, 2013, at approximately 11:16 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-0097, wherein **MYKAL DERRY** had a conversation with **MALIK DERRY**. During the conversation **MYKAL** said, "Did you get that (money) from the nigga Moosey (heroin customer), bro?" **MALIK** said, "I just told you I get that from Moosey." **MYKAL** said, "How much bread you got (money collected)?" **MALIK** said, "Don't be checkin' on me, come on bro, we don't do that, what's up?" **MYKAL** said, "What do you mean 'what's up' bro? Like shit, you, you takin' long (to collect drug debts) man, you gotta hustle bro . . . ." **MALIK** said, "Its Sunday mother fucker, you want me standin' on the ave (selling heroin) on Sunday?" **MYKAL** said, "Fuck Sunday nigga." **MYKAL** was coordinating **MALIK's** drug trafficking activities and making sure that he was collecting on debts. Further, **MALIK** was complaining that **MYKAL** wanted him to conduct drug trafficking on the weekend.

325. On January 28, 2013, at approximately 3:16 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-442-5639, wherein **MYKAL DERRY** had a conversation with **A.B.** During the conversation **A.B.** said, "Its Auntie, can you, can I come and get one (brick of heroin)?" **DERRY** said, "Yeah, I'm across the street." **A.B.** said, "Okay, you know, I'm a let my neighbor down the hall, he gonna come. . . 'cause I'm sick, okay." At approximately 3:24 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-442-5639, wherein **DERRY** had a conversation with an Unknown Male. During the conversation the Unknown Male informed **DERRY** of his location, and **DERRY** stated he could see the Unknown Male. **A.B.** gave

her cellular telephone to the Unknown Male to coordinate a meeting with **DERRY** to purchase a quantity of heroin on behalf of **A.B.**

326. On January 29, 2013, at approximately 8:06 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-8302, wherein **MYKAL DERRY** had a conversation with **S.B.** During the conversation **S.B.** said, "Tell him (**SHAAMEL SPENCER**) to come to the back door." **DERRY** said, "Back door?" **S.B.** said, "That's what I said." **DERRY** said, "Kentucky, are you on Kentucky (Avenue)?" At approximately 8:07 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **DERRY** had a conversation with **SPENCER**. **DERRY** said, "Yo, she (**S.B.**) out there on the back way, by Baltic (Avenue)." **SPENCER** said, "Alright bro, I'll be out there." Your Affiant believes, based on subsequent intercepted communications (paragraph 327), that **S.B.** was delivering heroin to **SPENCER** on behalf of **DERRY**.

327. On January 30, 2013, at approximately 5:51 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ I need a couple more brother I burnt all dem shit down my self xcept 1 n its on left ]. **SHAAMEL SPENCER** was telling **MYKAL DERRY** that he had sold all of his heroin except for one brick. **DERRY** then told **SPENCER** that **S.B.** would re-supply him after she got off of work. At approximately 1:10 a.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Ayo u want me hold it r give her the bread ]. At approximately 1:12 a.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Give her the bread she got 5 of em 4 u... ]. **DERRY** was telling **SPENCER** that **S.B.** would deliver five bricks of heroin, and that **SPENCER** was to provide the payment to **S.B.** At approximately 1:13 a.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Ard bet its 680 ]. At approximately 1:33 a.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-233-8302, a telephone number used by **S.B.** The call was 20 seconds in duration, however the content of the call was not monitored or recorded. At approximately 1:34 a.m., a

text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ She bout to pull up ]. Your Affiant believes that **S.B.** delivered five bricks of heroin to **SPENCER** and collected \$680 in proceeds.

328. On January 31, 2013, at approximately 7:02 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 843-318-0654, wherein **MYKAL DERRY** had a conversation with **M.T.** During the conversation **M.T.** said, "Why didn't you hit (call) me yesterday man, let me know you made it safe (back to Atlantic City with heroin supply)?" **DERRY** said, "I did, I texted . . . nah, somebody had texted back was like, you know." **M.T.** said, "Oh okay, that's probably um, my other bro, okay, what's good with you though?" **DERRY** said, "That thing's (heroin just supplied) gone man." **M.T.** said, "They (heroin customers) lovin' it?" **DERRY** said, "Hell yeah, I'm tryin' to come up there tomorrow man (to be re-supplied with heroin)." Throughout the investigation, **M.T.** required **DERRY** and **TYRONE ELLIS** to notify him when they arrived back in Atlantic City. **M.T.** was making sure they were not arrested or contacted by law enforcement with heroin that was just supplied by **M.T.** Further, numerous intercepted communications confirmed that the heroin recently supplied by **M.T.** and **M.F.** stamped "Five Star" was highly regarded by heroin customers.

329. On February 1, 2013, at approximately 11:53 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-334-8305, wherein **MYKAL DERRY** had a conversation with **IBN ABDULLAH**. During the conversation **ABDULLAH** said, "What's Buck' (**SHAAMEL SPENCER**) number?" **DERRY** said, "Um, he ain't down there (Atlantic City)." **ABDULLAH** said, "I'm just tryin' to get in touch with his mans (supplier), I need yola (cocaine)." **DERRY** said, "I'm about to text you his number." **DERRY** then sent a text message with **SPENCER's** telephone number to **ABDULLAH**. **DERRY**, **ABDULLAH**, **SPENCER** and other members of Dirty Block conducted drug transactions amongst themselves, however, unlike normal dealer-customer relations, they regularly worked together including by providing access to each other's suppliers to obtain and distribute drugs.

330. On February 1, 2013, at approximately 5:50 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-2633, wherein **MYKAL DERRY** had a conversation with **AREE TOULSON**. During the conversation they discussed heroin that **DERRY** previously supplied to **TOULSON** that was not yet sold. **DERRY** said, "What you working with though?" **TOULSON** said, "Like mother fucking seven (bricks). . . word is bond though, flow (customers) startin' to pick up though." **DERRY** said, "Want me to buy all them (bricks) off you?" **TOULSON** said, "Yeah." **DERRY** said, "Alright, for the same number (price) though." **DERRY** was offering to buy **TOULSON's** supply of heroin for the same price **DERRY** sold it to **TOULSON** for. **TOULSON** said, "Nah, just run me that flow (bring heroin customers), you on some bullshit, bring me that flow like a real nigga would." **DERRY** said, "I know, I know, a slow nigga would have been like 'alright'. . . Yeah, I'm just gonna help you out then, you heard, I'm a tell Buck (**SHAAMEL SPENCER**) to help you out too." Intercepted communications revealed that **DERRY** had sold out of his personal heroin supply, and was referring heroin customers to **SPENCER** and other distributors who were supplied by **DERRY**. Likewise, **DERRY** had agreed to assist **TOULSON** in selling his remaining heroin.

331. On February 3, 2013, at approximately 3:20 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-470-1464, wherein **MYKAL DERRY** had a conversation with D.C. During the conversation D.C. said, "I got like uh, a buck fifty (\$150) nigga, I need a family discount." **DERRY** said, "I ain't down there (Stanley Holmes) right now, you'll have to see my man, that ten and a half, five star (heroin stamp)." D.C. said, "Man, I need that whole thing (brick of heroin). . . alright, make a phone call then nigga." **DERRY** said, "I can't." D.C. said, "You call the shots don't you?" **DERRY** said, "Nah." D.C. said, "Ain't you the boss, you the boss (of Dirty Block) nigga, call so make, call somebody." At approximately 3:23 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** said, "Did you ever get your

two (bricks of heroin) out of um, joints?" **SPENCER** said, "Yeah, I took 'em out." **DERRY** said, "Alright, um, the uh, little Sherm ("Sherm's" father, D.C.) probably gonna come holler at you, I told him one-eighty (\$180) for this time, take 'em out of mine (heroin supply) though." At approximately 3:24 p.m., a text message was sent from Derry Phone 8 to telephone number 609-470-1464, that read, [ Go on ky ]. After D.C. asked **DERRY** to make a call to obtain heroin at a lower price, **DERRY** instructed **SPENCER** to sell D.C. a brick of heroin for \$180. Further, **SPENCER** was holding **DERRY's** heroin, and **DERRY** instructed **SPENCER** to sell the heroin from that supply. **DERRY** then gave D.C. instructions to go to Kentucky Avenue where **SPENCER's** residence (1610 City Place) was located.

332. On February 4, 2013, at approximately 6:48 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-338-5085, wherein **MYKAL DERRY** had a conversation with an Unknown Male ("UM"). During the conversation UM said, "I meant to tell you too, little Ibn (**IBN ABDULLAH**) . . . you know who I'm talkin' about . . . he asked me to get something for him, you know what I mean?" **DERRY** said, "Some crayons (ammunition)?" UM said, "Yeah, yeah." **DERRY** said, "What kind? Ninas (9 millimeter)?" UM said, "Um, the forty (.40 caliber) kind." **DERRY** said, "I'm about to call that nigga now." At approximately 6:49 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-334-8305, wherein **DERRY** had a conversation with **ABDULLAH**. During the conversation **DERRY** said, "Yo you was trying to get some crayons (ammunition) from the old flizz-ass nigga?" **ABDULLAH** said, "Oh yeah, yeah, yeah . . . give him my (telephone) number I'm trying to get them shits from him." At approximately 6:50 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-338-5085, wherein **DERRY** had another conversation with UM. During the conversation **DERRY** provided UM with **ABDULLAH's** telephone number. **DERRY** said, "You going to get some eighties (.380 caliber ammunition)?" UM said that he would have to go to the store to purchase that type of ammunition. UM said, "I think they like twenty, twenty-seven (\$27) a box." **DERRY** said, "Man I need

three boxes . . . yeah and some ninas (9 millimeter) too bro." UM said, "Okay I might got some ninas on deck for you." **DERRY** was coordinating the sale of ammunition from UM to **ABDULLAH**, as well as ordering three boxes of .380 ammunition and 9 millimeter ammunition for himself. (As mentioned earlier, on February 12, 2013, a loaded .380 caliber handgun was found during the execution of a search warrant at **DERRY's** residence.)

333. On February 6, 2013, at approximately 6:54 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-0366, wherein **MYKAL DERRY** had a conversation with **WALLACE BOSTON**. During the conversation **BOSTON** said, "I need a rubber band (quantity of heroin)." **DERRY** said, "I ain't around, that's why I, your gonna have to go to Cedar (store)." **BOSTON** said, "Oh, who's around?" **DERRY** said, "My man, I'm about to (send) my man." At approximately 8:54 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ U toldm 170 ]. **SHAAMEL SPENCER** was asking **DERRY** if he quoted **BOSTON** a price of \$170 per brick of heroin. At approximately 8:15 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-816-0366, wherein **DERRY** had another conversation with **BOSTON**. **DERRY** said, "Yo, I ain't tell you one-seventy (\$170 per brick) bro." **BOSTON** said, "No, I gave him (**SPENCER**) four-forty (\$440)." **DERRY** said, "He gave you two and two (two bricks and two bundles of heroin). . . listen, that's four-seventy (\$470) bro." **BOSTON** said, "Yeah but you owed me twenty (\$20) from the last time . . . 'cause I gave your four hundred (\$400 on previous transaction)." At approximately 8:20 p.m., an incoming text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Wallhi he gave 170 n d bun money 440 my nigga I'm tryna see suntin bra I'm tryna make my own bread my nigga ion hustle for nobody I'm 2 old 4 dat lls ]. After **BOSTON** ordered heroin from **DERRY**, **DERRY** had **SPENCER** meet with **BOSTON** and conduct the transaction at a local convenience store. During the discussion of prices, **DERRY** and **BOSTON** agreed that **BOSTON** received two bricks and two bundles of

heroin. **SPENCER** then complained to **DERRY** that he needed to make a profit ("my own bread") during such transactions.

334. On February 7, 2013, at approximately 8:47 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-233-1206 (subscribed to **KAREEM BAILEY** at "61 N. Martin Luther King," in Atlantic City, New Jersey), wherein **MYKAL DERRY** had a conversation with **KAREEM BAILEY**. During the conversation **BAILEY** said, "I need one of those (quantity of heroin) though." **DERRY** said, "What, um, on my side?" **BAILEY** was asking **DERRY** for heroin, and **DERRY** was confirming heroin by asking "my side?", as **BAILEY** is known to sell cocaine. **DERRY** said, "Yeah holler at, call Buck (**SHAAMEL SPENCER**) you heard." **BAILEY** said, "What you ain't situated (have heroin)?" **DERRY** said, "Yeah, but that's what I said. He got it." After **BAILEY** ordered heroin from **DERRY**, **DERRY** told **BAILEY** that **SPENCER** was selling **DERRY'S** heroin. Later in the conversation **BAILEY** complained about **SPENCER'S** mark-up in prices. **DERRY** told **BAILEY** he would get it from **SPENCER** and then sell it to **BAILEY**. At approximately 9:03 a.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read [ Ard I'm bout to snd sis to grab that work ]. At approximately 9:08 a.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Ard a bra ima snatch 3 outta der cuz I got 2 left frm out the 5 u give me I gave u the bread for 3already. ]. At approximately 9:11 a.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Ard is should b 8 after that ]. **DERRY** was telling **SPENCER** that he was sending an unknown female to pick up heroin stored with **SPENCER** to sell to **BAILEY**. **SPENCER** and **DERRY** then discussed an accounting of the number of bricks of heroin remaining.

335. On February 7, 2013, at approximately 2:13 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-816-4974, wherein **MYKAL DERRY** had a conversation with **RASHADA ALLEN**. During the conversation **ALLEN** said, "You know how much I owe the bail bondsman?" **DERRY** said, "How much?" **ALLEN** said, "Seventeen hundred dollars, that's it, they took off six-thousand dollars."

**DERRY** said, "You knew what I was doing with him (bail bondsman)." **ALLEN** was telling **DERRY** that the amount of money she owed for bond for her arrest on October 9, 2012 (paragraph 102) had been reduced. **DERRY** was telling **ALLEN** that it was due to the fact that the bail bondsman, **P.J.L.**, was **DERRY'S** heroin customer.

336. On February 7, 2013, at approximately 6:42 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-317-0972, wherein **MYKAL DERRY** had a conversation with **SAEED ZAFFA**. During the conversation **ZAFFA** said, "Yeah, I need two (bricks of heroin)." **DERRY** and **ZAFFA** talked about an alternate heroin supplier, however **ZAFFA** would rather sell **DERRY'S**. **DERRY** said, "They (heroin customers) keep coming for that (recently supplied heroin) anyway, I'm a call you when I get around." At approximately 7:45 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **DERRY** had a conversation with **SHAAMEL SPENCER**. During the conversation **DERRY** said, "Yo I wish I had hit (called) you 'cause Saeed (**ZAFFA**) was trying to get one . . . Saeed was trying to get two . . . ." At approximately 9:46 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-880-3822, wherein **DERRY** had a conversation with **KIMBERLY SPELLMAN**. During the conversation **DERRY** said, "Yeah, just get two (bricks of heroin) and meet me in the hood." **SPELLMAN** said, "Where's it at?" **DERRY** said, "Um, where my sweatpants used to be." After **ZAFFA** ordered two bricks of heroin, **DERRY** called **SPENCER** and then **SPELLMAN**, trying to locate heroin to provide to **ZAFFA**. **DERRY** then explained to **SPELLMAN** where the heroin was stored in their residence.

337. On February 9, 2013, at approximately 10:17 a.m., an incoming call was received over Derry Phone 8 from telephone number 609-431-1129, wherein **MYKAL DERRY** had a conversation with **QUASIM DUNCAN**. During the conversation **DERRY** said, "You trying to get five of them things (bricks of heroin)?" **DUNCAN** said, "Yeah." **DERRY** and **DUNCAN** then agreed on a meeting location. At approximately 12:19 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-431-1129, wherein **DERRY** had another conversation with

**DUNCAN.** **DERRY** said, "Yo, I'm out there." **DUNCAN** said, "Alright." **DERRY** then met with **DUNCAN** and supplied him with five bricks of heroin. (**DUNCAN** and another individual were arrested on February 13, 2013 by ACPD after **DUNCAN** was observed selling the individual heroin. ACPD recovered heroin stamped "Mr. Nice Guy" during that investigation, as well as \$1,636 in U.S. currency from **DUNCAN**. Numerous intercepted communications revealed that **M.T.** and **M.F.** supplied **DERRY** heroin stamped "Mr. Nice Guy." Further, 18 bricks of heroin stamped "Mr. Nice Guy" were seized from **DERRY's** and **KIMBERLY SPELLMAN's** residence on February 11, 2013.)

338. On February 9, 2013, at approximately 11:35 a.m., a text message was received over Derry Phone 8 from telephone number 609-233-8302, that read, [ Im getting a white Malibu ]. **S.B.** was telling **MYKAL DERRY** that she was exchanging the rental vehicle used by **DERRY** for a white Chevy Malibu.<sup>40</sup>

339. On February 10, 2013, at approximately 6:34 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-594-7283, wherein **MYKAL DERRY** had a conversation with **KAREEM YOUNG, a/k/a "Crash."** During the conversation **YOUNG** said, "Yo bring me a wall (brick of heroin) . . . I'm at the fuckin' Showboat (casino)." **DERRY** said, "Alright, I'm about to come through now, you heard." **YOUNG** said, "What's that one-sixty-five (\$165) right?" **DERRY** said, "Hell no, one-seventy (\$170) bro, you only buying one wall." **YOUNG** said, "Alright, my flow (heroin customer) comin' for a whole one (brick of heroin) then I'm a grab another one . . . bro you can do one-sixty-five, I'm comin' back' grab another one in two, two minutes, soon as I get it (proceeds), give it (heroin) to him, you feel me?" **DERRY** said, "Crash, just be down stairs bro." At approximately 6:45 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-594-7283, wherein **DERRY** had another conversation with **YOUNG**. During the conversation **YOUNG** said, "Bring me two of them

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<sup>40</sup> Records obtained via administrative subpoena reflect that **S.B.** rented a white Chevy Malibu bearing Ohio license plate DTX-6019 from Hertz on February 9, 2013, for which **S.B.** provided her New Jersey driver's license and telephone number 609-233-8302.

shits (bricks of heroin)." **DERRY** said, "Bro I want, I need one-seventy (\$170) for that shits, you heard." **YOUNG** said, "Alright, just bring me one then bro." Case Agents obtained video surveillance from the Showboat casino that shows **DERRY** arriving at the casino at approximately 7:05 p.m., in a white Chevy Malibu. **DERRY** met with **YOUNG** inside the lobby of the casino, where **DERRY** supplied **YOUNG** with a quantity of heroin.

340. On February 10, 2013, at approximately 7:09 p.m., an incoming call was received over Derry Phone 8, from telephone number 609-892-6313, wherein **MYKAL DERRY** had a conversation with **MALIK DERRY**. During the conversation **MALIK** said, "Come out' Carver Hall (apartments) and bring that (handgun) because this nigga around here too, you heard." **MYKAL** said, "Who?" **MALIK** said, "T.Y. (Dirty Block rival Tyquinn James)." **MYKAL** asked several times for **MALIK** to repeat the name, **MYKAL** said, "I can't hear you." **MALIK** said, "T Weeze." **MYKAL** said, "Oh T.Y.?" **MALIK** said, "Yeah." **MYKAL** said, "Where at, Carver Hall?" **MALIK** said, "Yeah, Red Klotz (liquor store)." **MYKAL** said, "Alright, I'm about to slide past this." **MALIK** said, "I'm dead serious, come around here." **MALIK** was telling **MYKAL** that he had seen Tyquinn James, who your Affiant knows to have used the aliases "T.Y." and "T Weeze," at a liquor store known as "Red Klotz," which is near the Carver Hall apartments.<sup>41</sup> At approximately 7:29 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-892-6313, wherein **MYKAL** had a conversation with **MALIK**. **MYKAL** said, "Where you at?" **MALIK** said, "I'm in the parking lot. . . Red Klotz." **MYKAL** said, "Alright stay right there because that nigga (James) right in front of Red Klotz, you heard." **MALIK** said, "I know." **MYKAL** said, "Go in the back of Red Klotz' parking lot." At approximately 7:33 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-892-6313, wherein **MYKAL** had a conversation with **MALIK**.

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<sup>41</sup> On September 13, 2011, **MYKAL DERRY** and **SHAAMEL SPENCER** were involved in an attempted shooting of Tyquinn James at the residence of T.A. James was on scene upon the arrival of ACPD, and refused to cooperate with that investigation.

**MYKAL** said, "Where you at man? **MALIK** said, "I'm in the back of Red Klotz bro, 'fuck." **MYKAL** said, "Come over here bro, where these trucks at, right here in this other parking lot." **MALIK** said, "Oh alright." After a moment, **MYKAL** said, "Oh he got a bike." Your Affiant believes **MYKAL** observed **MALIK** on a bicycle and was talking out loud to himself. At approximately 7:37 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 856-676-5455, wherein **MYKAL** had a conversation with **SHAAMEL SPENCER**. During the conversation **MYKAL** said, "Turn that (police) scanner on you heard. You already fuckin' know." **SPENCER** said, "Oh yeah?" **MYKAL** said, "'Lik (**MALIK**) just splashed (shot) T.Y. you heard." **SPENCER** said, "He did?" **MYKAL** said, "Yeah, that nigga's gone (deceased)." **MYKAL** was telling **SPENCER** to turn on a police scanner in order to overhear transmissions regarding ACPD responding to the shooting of James. At approximately 7:41 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-880-3822, wherein **MYKAL** had a conversation with **KIMBERLY SPELLMAN**. During the conversation **MYKAL** said, "You good?" **SPELLMAN**, who appeared to be out of breath, said, ". . . let me use the bathroom real fast, alright." **MYKAL** said, "Then come back and get me." **SPELLMAN** said, "Alright." **MYKAL** was telling **SPELLMAN** to drive "back" to his location to pick him up. Further, **MYKAL** did not tell **SPELLMAN** of his location because she was already aware of it. At approximately 7:52 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-880-3822, wherein **MYKAL** had another conversation with **SPELLMAN**. **MYKAL** said, "You out there?" **SPELLMAN** said, "Yeah." Your Affiant believes **SPELLMAN** was with **MYKAL** immediately after the shooting of James.

341. On February 10, 2013, at approximately 7:38 p.m., ACPD began receiving a series of 9-1-1 calls regarding a subject at Red Klotz who was shot in the head. ACPD arrived on scene at approximately 7:40 p.m., and found Tyquinn James in front of the Mecca Chicken restaurant, 1301 Adriatic Avenue, Atlantic City, New Jersey (adjacent to the liquor store known as Red Klotz), the victim of multiple gunshot wounds to the head. James was pronounced dead at the

scene. ACPD located three .380 caliber shell casings at the scene near James' body. ACPD obtained surveillance video from the liquor store known as Red Klotz, and from the Mecca Chicken restaurant. Your Affiant reviewed these videos wherein an individual wearing a dark colored hooded jacket, half face-mask, gloves, and riding a mountain bike style bicycle, approached from the front of the liquor store known as Red Klotz around the corner to the front of Mecca Chicken where James was standing. The subject raised his right arm, holding a handgun, and fired at James' head from a distance of less than two feet. Based on the investigation, including intercepted communications and a review of the surveillance video, your Affiant believes **MALIK DERRY** shot and killed rival Dirty Block member Tyquinn James with a handgun provided to **MALIK DERRY** by **MYKAL DERRY**, as part of their ongoing struggle for control of Dirty Block / Crime Fam, and in furtherance of their drug trafficking activities in Dirty Block / Crime Fam controlled areas.

342. Immediately following the shooting of Tyquinn James, **MYKAL DERRY** discussed the shooting of James in a series of intercepted communications with **MALIK DERRY**, **KIMBERLY SPELLMAN**, **SHAAMEL SPENCER**, and **TYRONE ELLIS**. It is believed that directly after the shooting **MYKAL DERRY** and **KIMBERLY SPELLMAN** were together at the residence at 727 Green Street, and that **MALIK DERRY** went to 307 North Dr. Martin Luther King Boulevard. **MYKAL DERRY** then picked up **MALIK DERRY** and drove to **S.B.'s** residence in Mays Landing, New Jersey, where they spent the night.

343. On February 10, 2013, at approximately 7:51 p.m., an incoming call was received over Derry Phone 8 from telephone number 856-285-5017, wherein **MYKAL DERRY** had a conversation with **TYRONE ELLIS**. During the conversation **ELLIS** informed **DERRY** that he had heard that **DERRY** had been shot. **ELLIS** said, "I said 'where you get that from?' He's like 'man your boy (**DERRY**) just got manned down (murdered)'." **DERRY** said, "That nigga that got manned down (Tyquinn James), he look light skinned." **ELLIS** said, "Oh, you know about it (the shooting) too?" **DERRY** said, "Yeah, I'm a hit you with at text,

you heard bro." Later, at approximately 10:44 p.m., a text message was sent from Derry Phone 8 to telephone number 856-285-5017, that read, [ Yo u sum were ` were its cable? Watch the news for me bra ]. At approximately 10:45 p.m., a text message was received over Derry Phone 8 from telephone number 856-285-5017, that read, [ All shit say it anit so ]. **DERRY** was telling **ELLIS** that the individual who was murdered had a lighter complexion than **DERRY**. When **ELLIS** asked **DERRY** if he knew about the shooting, **DERRY** said he would answer with a text message. The subsequent text message was telling **ELLIS** to watch television news coverage of the murder, for **DERRY** ("for me"). As **DERRY's** involvement in the murder was not yet public, your Affiant believes **DERRY** was taking credit for his involvement in the shooting.

344. On February 10, 2013, at approximately 7:55 p.m., a text message was sent from Derry Phone 8 to telephone number 609-892-6313, that read, [ Change up ]. Your Affiant believes **MYKAL DERRY** was telling **MALIK DERRY** to change his clothes in order to alter his appearance after the shooting of James.

345. On February 10, 2013, at approximately 7:57 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Iz he man dwn ]. At approximately 7:58 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ I'm tryna get my scanner to work now ]. At approximately 7:59 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ I think he iz leek my nigga ]. **MYKAL DERRY** was asking **SHAAMEL SPENCER** if there was an indication from transmissions over the scanner that Tyquinn James was deceased ("man dwn"). **MYKAL** believed James was deceased, and was proud of **MALIK DERRY** ("leek my nigga") for committing the murder. At approximately 8:00 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read, [ Caught dat ass slippn ]. At approximately 8:01 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Word I lined em. N the crazy part bitch nigga waz grillin me b4 he got splashed ]. **MYKAL** was telling **SPENCER** that James was staring at **MYKAL**

("grillin") prior to being shot by **MALIK**. At approximately 8:02 p.m., a text message was received over Derry Phone 8 from telephone number 856-676-5455, that read in part, [ haha..where niggaz was at erase text too ]. At approximately 8:04 p.m., a text message was sent from Derry Phone 8 to telephone number 856-676-5455, that read, [ Lq ]. **SPENCER** asked **MYKAL** where James was at when he was shot, and then told **MYKAL** to erase the incriminating text messages. **DERRY** responded that James was at the liquor store ("Lq"), referring to the liquor store known as Red Klotz.

346. On February 10, 2013, at approximately 8:09 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-892-6313, wherein **MYKAL DERRY** had a conversation with **MALIK DERRY**. **MYKAL** said, "Not too much talkin' (about the murder) bro, you heard my nigga." **MALIK** said, "I know." **MYKAL** said, "Alright, I'll be there (307 North Dr. Martin Luther King Boulevard) to get you in probably like an hour." At approximately 8:46 p.m., an outgoing call was placed from Derry Phone 8 to telephone number 609-892-6313, wherein **MYKAL** had a conversation with **MALIK**. **MYKAL** said, "Yo, what's good, where you at?" **MALIK** said, "I'm in the trap (307 North Dr. Martin Luther King Boulevard)." **MYKAL** said, "Hey yo, I'll be over there, you heard." At approximately 9:03 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-892-6313, wherein **MALIK** informed **MYKAL** that the police were near his location. **MALIK** said, "I said they spinnin' the hood (driving around Stanley Holmes, where **MALIK** was located)." **MYKAL** said, "Who squally (police)?" **MALIK** said, "Yeah, they just came to the crib." **MALIK** then confirmed to **MYKAL** that he was still located at 307 North Dr. Martin Luther King Boulevard, and said, "Come get me." **MYKAL** said, "Where you at now?" **MALIK** said, "In the second (village of Stanley Holmes)." **MYKAL** said, "Alright stay there." Based on subsequent intercepted communications, your Affiant believes **MYKAL** picked up **MALIK** and drove him to the residence of **S.B.** in Mays Landing, New Jersey.

347. On February 10, 2013, at approximately 11:08 p.m., a text message was received over Derry Phone 8 from telephone number 609-880-

3822, that read, [First homicide of da year, head shot...]. **KIMBERLY SPELLMAN** was advising **MYKAL DERRY** of television news coverage of the murder of James which advised that it was the "first homicide" of the year for Atlantic City. At approximately 11:10 p.m., a text message was sent from Derry Phone 8 to telephone number 609-880-3822, that read, [He gud he acting like its nuthn ctfu]. At approximately 11:11 p.m., a text message was received over Derry Phone 8 from telephone number 609-880-3822, that read, [Lmao...]. **MYKAL** was telling **SPELLMAN** that after committing the murder, **MALIK DERRY** was "acting like" the murder didn't happen, which **MYKAL** and **SPELLMAN** find humorous. Your Affiant knows that "ctfu" is common text messaging shorthand for "cracking the fuck up," while "Lmao" is shorthand for "laughing my ass off."

348. On February 11, 2013, at approximately 12:00 p.m., an incoming call was received over Derry Phone 8 from telephone number 609-880-3822, wherein **MYKAL DERRY** had a conversation with **KIMBERLY SPELLMAN**. During the conversation **DERRY** said, "I got to take Malik to get his ID . . . so we can take him to the (indoor shooting) range." **SPELLMAN** said, "He don't need to go, look like everybody else do." **DERRY** said, "Got my young boy (**MALIK**) on his shit, you heard." **SPELLMAN** said, "That is funny as hell, yeah, he don't need to go." **MYKAL** was telling **SPELLMAN** that he was going to take **MALIK** to get a state issued identification that could be used to shoot at an indoor shooting range. **SPELLMAN** was commenting that based on the previous night's shooting of Tyquinn James by **MALIK**, he did not need to go to the range to practice shooting.

349. On February 11, 2013, ACPO obtained arrest warrants for **MYKAL DERRY** and **MALIK DERRY** for the murder of Tyquinn James. At approximately 2:00 p.m., both were arrested while inside the New Jersey Department of Motor Vehicles in Pleasantville, New Jersey. **MYKAL** was found in possession of a cellular telephone at the time of his arrest, while **MALIK** had two cellular telephones. **KIMBERLY SPELLMAN** was located nearby and detained. A cellular telephone was seized from **SPELLMAN** and she was later released. Later that day ACPO

executed search warrants at 727 Green Street and 307 North Dr. Martin Luther King Boulevard in Atlantic City, New Jersey, and at an address in Mays Landing, New Jersey. Both **MALIK** and **MYKAL** refused to answer questions posed by ACPO investigators.

350. Items seized by ACPO pursuant to the execution of the search warrant for the residence at 727 Green Street, Atlantic City, New Jersey, included a large quantity of drug packaging and processing materials (including several thousand wax envelopes, approximately half of which were stamped "Red Light," ink, stamps and a stamp pad, cutting agent, a coffee grinder, sifters and measuring utensils, all of which were found in a duffle bag and garbage can), 18 bricks of heroin stamped "Mr. Nice Guy," a .380 caliber Beretta semi-automatic handgun containing a magazine with five rounds of ammunition (which was found hidden in a drop ceiling), and four cellular telephones.

351. Items seized by ACPO pursuant to the execution of the search warrant for the residence in Mays Landing, New Jersey, included K.S.'s photo identification and a cellular telephone. ACPO seized from the parking lot the white Chevy Malibu bearing Ohio license plate DTX-6019 that had been rented by **S.B.** and driven by **MYKAL DERRY** (paragraph 338).

352. Items seized by ACPO pursuant to the execution of the search warrant for the residence at 307 North Dr. Martin Luther King Boulevard, Atlantic City, New Jersey, included a mountain bike style bicycle and a dark colored hooded jacket similar in appearance to those observed in the surveillance video of the shooting of Tyquinn James, and a large quantity of drug paraphernalia consistent with the packaging and use of heroin.

353. On February 12, 2013, your Affiant obtained a federal arrest warrant for **SHAAMEL SPENCER** for a violation of Title 18, United States Code, Section 922(g)(1) (possession of a firearm and ammunition by a convicted felon), for **SPENCER's** October 30, 2012 arrest by ACPD while in possession of a firearm. At approximately 8:15 a.m., SPENCER

was arrested while inside his residence at 1610 City Place, Atlantic City, New Jersey, and a federal search warrant was then executed.

354. Items seized from **SPENCER'S** residence included two cellular telephones, approximately \$4,500 in U.S. currency, a 9 millimeter caliber Beretta semi-automatic handgun, and approximately 44 rounds of 9 millimeter ammunition.

355. On February 17, 2013, New Jersey State Police arrested **M.F.** in Paterson, New Jersey, during a traffic stop. **M.F.** was found to be in possession of 200 bricks of heroin bearing the stamps "Red Bull," and "Black Angel," and approximately \$6,908 in U.S. currency. A review of that arrest report by your Affiant revealed that **M.F.** accepted responsibility for the heroin, and informed the officers, "I will be bailed out tomorrow." **M.F.** was held on \$250,000, "No 10%" bail. **M.F.** was released on bond on February 19, 2013.

356. On February 22, 2013, ACPO obtained and executed a search warrant on the white Chevy Malibu bearing Ohio license plate DTX-6019. Seized from the vehicle was a black knit hat/full face mask with eye cut out similar in appearance to that observed in the surveillance video of the shooting of Tyquinn James, and a pair of black knit gloves. Also seized from the vehicle was a Boost Mobile cellular telephone receipt dated February 10, 2013, for telephone number 609-816-4282 (Derry Phone 8), from 268 Main Street, Paterson, New Jersey.

357. On February 25, 2013, at approximately 8:58 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Yo jus did the rest of the grams differnt approach everybody lovin it some like it better then the shit u got ]. **TYRONE ELLIS** was telling **PATRICIA TAYLOR** that he recently processed grams of raw heroin, which was different than the pre-packaged heroin that **TAYLOR** had been distributing. At approximately 9:18 p.m., a text message was received over Ellis Phone 1 from telephone number 609-665-3590, that read, [ I want sum 2morrow... ]. **TAYLOR** was telling **ELLIS** that she wanted to be supplied with the new heroin. (Telephone number 609-665-3590 is subscribed to and used by **TAYLOR.**)

358. On February 26, 2013, at approximately 8:39 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ How its lookin ]. At approximately 8:57 p.m., a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ 15..... ]. Throughout the investigation, after supplying heroin to his distributors **TYRONE ELLIS** has sent text messages inquiring how much heroin has been sold and how much in proceeds has been collected. **ELLIS** was asking **PATRICIA TAYLOR** to report on her heroin sales activity. **TAYLOR** responded "15" which your Affiant believes represents the number of bricks of heroin sold, or the number of bricks of heroin remaining.

359. On February 27, 2013, at approximately 8:43 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ U still having problems ]. At approximately 8:57 p.m., a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ Lil slow... ]. At approximately 9:23 p.m., a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ Plus i think cause its da end of da month... ]. **TYRONE ELLIS** was asking **PATRICIA TAYLOR** if she was still having problems selling heroin. **TAYLOR** responded that sales were "slow," and that the slow sales may have been due to the fact that at the end of the month customers do not have money to pay for heroin. At approximately 9:32 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Nah if u want give frank half of what u got left ]. **ELLIS** was telling **TAYLOR** that she could bring half of her heroin supply to **FRANKLIN SIMMS** to be distributed. At approximately 10:11 p.m., after agreeing to deliver 10 bricks of heroin to **SIMMS**, a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ U want me to give him dis bread... ]. After **ELLIS** confirmed to **TAYLOR** to bring **SIMMS** the proceeds ("bread") from the sale of previously supplied heroin, at approximately 10:29 p.m., a text message was sent from Ellis Phone 4 to telephone number 609-665-3590, that read, [ Im about to start dropin dat white gurl on u ]. At approximately 10:30 p.m., a text

message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ Lov da snow bunnies ... ]. **ELLIS** was telling **TAYLOR** that he was going to begin supplying her with cocaine ("white gurl" / "snow bunnies").

360. On March 4, 2013, at approximately 7:58 a.m., a text message was received over Ellis Phone 3 from telephone number 609-576-1348, that read, [ Just got up ima be ready today for you brah ]. **JEFFREY HARVEY** was telling **TYRONE ELLIS** that **HARVEY** would have proceeds from the sale of previously supplied heroin ready for **ELLIS**. At approximately 8:00 a.m., a text message was sent from Ellis Phone 3 to telephone number 609-576-1348, that read, [ If u not just give me what u got so i can make dat redbull move ]. At approximately 8:01 a.m., a text message was received over Ellis Phone 3, that read, [ I got people callin ]. At approximately 8:06 a.m., a text message was sent from Ellis Phone 3 that read, [ Dats what im sayin soon u get done im grab some of dat black angel shit ]. **HARVEY** was telling **ELLIS** that he had heroin customers calling him, and **ELLIS** said that he was planning a trip to Paterson, New Jersey, to obtain heroin stamped "Red Bull" and "Black Angel," the heroin stamps on heroin seized from **M.F.** upon his arrest on February 17, 2013 (paragraph 355).

361. On March 6, 2013, at approximately 1:09 p.m., an outgoing call was placed from Ellis Phone 3 to telephone number 609-665-3590, wherein **TYRONE ELLIS** had a conversation with **PATRICIA TAYLOR**, a/k/a "**Pat.**" During the conversation, **ELLIS** said, "I'm about to come up (to **TAYLOR's** residence) I had to park over there by the, where the stores is at, 'wasn't no parking and shit." Previously intercepted communications indicated that **ELLIS** had just returned from Paterson, New Jersey, where it is believed he had been re-supplied with heroin from **M.F.** At approximately 1:40 p.m., an outgoing call was placed from Ellis Phone 3 to telephone number 609-431-2165, wherein **ELLIS** had a conversation with **FRANKLIN SIMMS**. During the conversation, **ELLIS** said, "Was calling your other phone and shit." **SIMMS** said, "Oh yeah? No my old phone 'messed up. Oh no this one, I'm buggin's and shit, no I left the shit down' Pat (**PATRICIA TAYLOR**) crib." **ELLIS** said, "Yeah

I know that, I'm down here now and shit (at **TAYLOR's** residence)." **SIMMS** said, "Yeah, want me to uh, come down there?" **ELLIS** said, "Yeah, I brought (the heroin), yeah, come, come down here, I probably, I don't know if I'll be here when you get here, but it (heroin) down here." Your Affiant believes that **ELLIS** was delivering a shipment of heroin at **TAYLOR's** residence for **TAYLOR** and **SIMMS** to distribute.

362. On March 6, 2013, at approximately 2:02 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-576-1348, that read, [ its on deck fire ]. Your Affiant knows, based on numerous intercepted communications that **TYRONE ELLIS**, **MYKAL DERRY** and others use the term "fire" to refer to high quality drugs. **ELLIS** was telling **JEFFREY HARVEY** that the new supply of heroin was available. At approximately 4:10 p.m., an outgoing call was placed from Ellis Phone 3 to telephone number 609-576-1348, wherein **ELLIS** had a conversation with **HARVEY**. During the conversation, **HARVEY** told **ELLIS** that he did not have **FRANKLIN SIMMS'** new telephone number. **ELLIS** provided **HARVEY** with telephone number 609-431-2165. **HARVEY** said, "Alright, I'm about to call him (**SIMMS**) right now." **ELLIS** said, "Hit 'em man, that shit, those hot dogs (heroin) good as hell you heard." **ELLIS** was telling **HARVEY** to meet with **SIMMS** to be re-supplied with heroin.

363. On March 7, 2013, at approximately 8:51 a.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Do they like dat ]. At approximately 9:20 a.m., a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ Yea... ]. At approximately 1:21 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Shooter or sniffer ]. **TYRONE ELLIS** was asking **PATRICIA TAYLOR** if heroin users, and specifically which type of heroin user, had reported the recently supplied heroin to be of high quality. At approximately 3:13 p.m., a text message was received over Ellis Phone 3 from telephone number 609-665-3590, that read, [ Shooter .. ]. At approximately 3:16 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Figered it was a shooter

]. **ELLIS** was telling **TAYLOR** that based on the supplier of heroin, and **ELLIS'** knowledge from recent reviews of that supplier's heroin, that users who inject heroin ("shooters") would report it to be of high quality.

364. On March 8, 2013, at approximately 1:54 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-576-1348, that read, [ Bring the money to the spot my other peeps going bring the hot dogs to u ]. In previously intercepted communications **JEFFREY HARVEY** informed **TYRONE ELLIS** that he had \$1,800 in proceeds from previously supplied heroin, and wanted to be supplied with more heroin. At approximately 3:53 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-665-3590, that read, [ Kid from the room need ten ]. **ELLIS** was telling **PATRICIA TAYLOR** that **HARVEY**, who has been observed and photographed distributing heroin from Atlantic City hotel rooms, needed 10 bricks of heroin delivered. At approximately 3:57 p.m., a text message was sent from Ellis Phone 3 to telephone number 609-576-1348, that read, [ Text 6653590 tell them u my peeps ]. **ELLIS** was putting **HARVEY** in direct contact with **TAYLOR**. At approximately 5:56 p.m., an outgoing call was placed from Ellis Phone 3 to telephone number 609-665-3590, wherein **ELLIS** had a conversation with **TAYLOR**. During the conversation, **ELLIS** said, ". . . he (**HARVEY**) supposed to give you. . . he was supposed to put something down on the ten (pay money up front for a portion of the 10 bricks of heroin)." **TAYLOR** said, "Alright, I got you." **ELLIS** said, "He ain't got all of it but he got a stack (\$1,000) too . . . all together, he should (pay) eighteen (\$1,800), that's what he should have, eighteen." At approximately 6:03 p.m., a text message was received over Ellis Phone 3 from telephone number 609-576-1348, that read, [ Frank got the 1,000\$ ]. **HARVEY** was telling **ELLIS** that he already provided \$1,000 in proceeds from previously supplied heroin to **FRANKLIN SIMMS**. **ELLIS** then communicated to **TAYLOR** that she was only to collect \$800 from **HARVEY**.

365. On March 9, 2013, ACPD received information that a vehicle known to be driven by **IBN ABDULLAH** was possibly involved in a non-

fatal shooting of an individual in the "Back Maryland" section of Atlantic City. On March 11, 2013, ACPD patrol officers located the vehicle and conducted a traffic stop. The vehicle was driven, at the time, by **SAEED ZAFFA**, with **ABDULLAH** as the passenger. **ZAFFA** informed the officers that his driver's license was suspended, and that the vehicle was registered to **ABDULLAH's** girlfriend. **ZAFFA** was issued a citation for driving while his license was suspended, and the vehicle was impounded. On March 12, 2013, ACPD obtained and executed a search warrant on the vehicle. Located in the interior of the driver door was a Taurus Millennium .40 caliber semi-automatic handgun, serial number SZL71081, loaded with seven rounds of ammunition.<sup>42</sup> Also located inside the driver door was one clear plastic bag containing numerous small red bags consistent with those used in drug packaging. Found in the interior of the front passenger door was a clear plastic bag containing five rounds of .45 caliber ammunition. Also found inside the vehicle was a receipt from Rapid Bail Bonds in Atlantic City in the name of **IBN ABDULLAH**.

366. On March 10, 2013, at approximately 5:45 p.m., an incoming call was received over Ellis Phone 3 from telephone number 609-665-3590, wherein **TYRONE ELLIS** had a conversation with **PATRICIA TAYLOR**. During the conversation, **TAYLOR** said, "Hey yo them, want me to tell you the break down real quick?" **ELLIS** said, "Alright." **TAYLOR** said, "Alright, I only had um, sixty-one (61 bricks of heroin sold) at the end, 'cause I gave you the ten, remember?" **ELLIS** said, "Yeah." **TAYLOR** said, "And um, I gave Franky (**FRANKLIN SIMMS**) four, well he miscounted when he um, grabbed the whatever so he had seventy-nine (79 bricks of heroin sold) and I had sixty-one." **ELLIS** said, "Alright, holler at him (**SIMMS**) and um, give, uh, you can get right with him too, or I can, just laid, I can just laid something else (heroin) on him." **TAYLOR** said, "Oh alright, alright." After reconciling how many bricks of heroin **TAYLOR** and **SIMMS** had each sold, **ELLIS** told **TAYLOR**

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<sup>42</sup> A National Crime Information Center ("NCIC") records check of this serial number revealed a report entered on January 15, 2010 which indicates that the handgun was stolen in Coatesville, Pennsylvania.

that he had just re-supplied **SIMMS**, and that **TAYLOR** was to go to **SIMMS** to get more heroin.

#### **CONCLUSION**

367. Wherefore, your Affiant submits that there is probable cause to believe that the members of the conspiracy described above, from in or about October 2, 2012 and continuing through in or about March 2013, in Atlantic County, in the District of New Jersey and elsewhere, did knowingly and intentionally conspire and agree with others, known and unknown, to distribute and to possess with intent to distribute 1 kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), in violation of Title 21, United States Code, Section 846.

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