AO (Rev. 5/85) Criminal Complaint

UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

~~SEALED~~

UNITED STATES OF AMERICA

vs.

CHARLES DAVID WATT
LAVESTER BROWN
KENNEDY HARRIS
MARIO JESUS ROBAINA
CHRISTOPHER ABELE
RICARDO RILEY
ROBERT MCCRAY JR.
JOSHUA ARGO
HERMAN GIBSON

CRIMINAL COMPLAINT

CASE NUMBER: 6:10-mj-1272-01
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2010 AUG 25 PM 4:50
US DISTRICT COURT
MIDDLE DISTRICT OF FL
ORLANDO FLORIDA
FILED

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. Beginning on or about November 2009 and continuing through August 25, 2010, in Brevard County, in the Middle District of Florida, defendants

CHARLES DAVID WATT
LAVESTER BROWN
KENNEDY HARRIS
MARIO JESUS ROBAINA
CHRISTOPHER ABELE
RICARDO RILEY
ROBERT MCCRAY JR.
JOSHUA ARGO
AND
HERMAN GIBSON

did knowingly and intentionally combine, conspire, confederate and agree with each other and with others unknown to possess with intent to distribute and distribute 5 kilograms or more of a mixture and substance containing a detectable amount of cocaine hydrochloride, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(A)(ii). I further state that I am a Special Agent with DEA, and that this Complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

STATE OF FLORIDA

COUNTY OF ORANGE

Case No.: 6:10-MJ-1272 -01(WATT)
-02(BROWN)
-03(HARRIS)
-04(ROBAINA)
-05(ABELE)
-06(RILEY)
-07(MCCRAY)
-08(ARGO)
-09(GIBSON)
Case No.: 6:10-MJ-1273 (Anchorage)
Case No.: 6:10-MJ-1274 (Autumn)
Case No.: 6:10-MJ-1275 (Banana)
Case No.: 6:10-MJ-1276 (Edinburgh)
Case No.: 6:10-MJ-1277 (Flowermound)
Case No.: 6:10-MJ-1278 (Portside)

MASTER AFFIDAVIT IN SUPPORT OF ARREST AND SEARCH WARRANTS

I, Patrick J. Campbell, having been duly sworn, depose and state as follows:

1. I am a Special Agent with the Drug Enforcement Administration (hereinafter referred to as "DEA"), Orlando District Office. I am an investigative or law enforcement officer of the United States within the meaning of Title 18, United States Code, Section 2510(7), in that I am empowered by law to conduct investigations of, and to make arrests for, offenses enumerated in Title 18, United States Code, Section 2516. I have been a Special Agent with the DEA since February 1998.

2. In 1992, I graduated from the University of Virginia with a Bachelor of Science degree in civil engineering. In 1997, I was hired by the DEA and started basic training at the DEA training academy in Quantico, Virginia. Over the course of my career I have completed several other training courses, including complex conspiracy investigations, the exploitation of wire

communications, the exploitation of internet-based communications, and money laundering and asset forfeiture. I am currently assigned to the DEA Orlando District Office, Titusville Post of Duty, and am responsible for working in Brevard County, Florida. Before my current assignment, I spent three years assigned to the DEA Country Office at the United States Embassy in Nassau, Bahamas, and seven years assigned to the DEA Phoenix Field Division Office.

3. I have participated in, and conducted investigations of, violations of various federal, state, and international drug laws, including unlawful possession with intent to distribute controlled substances, distribution of controlled substances, use of communication facilities to commit narcotics offenses, conspiracy to import controlled substances, and money laundering, all in violation of Title 21 and Title 18 of the United States Code. I have been the case agent and affiant on other federal and state court orders authorizing the interception of wire communications. These investigations have resulted in arrests of individuals who have smuggled, received, and distributed controlled substances, including cocaine, marijuana, heroin, and methamphetamine.

4. I have also conducted investigations concerning the identification of co-conspirators through the use of telephone records, financial records, drug ledgers, and other pertinent documents. I have participated in the debriefings of many of those individuals who were arrested and cooperated with the government in regards to various violations of Title 21 and Title 18 of the United States Code.

5. I have directed numerous confidential informants and cooperating witnesses to successfully infiltrate various narcotics organizations by way of intelligence gathering, participation in consensual recordings, and purchases of controlled substances. I have purchased controlled substances as an undercover agent, executed search warrants for controlled substances, and conducted surveillance in connection with numerous narcotics investigations.

6. As a result of my experience and training, I know that traffickers of controlled substances, or those that assist them, often maintain and keep accounts or records of those transactions. Such records typically detail the amounts of controlled substances or cash outstanding, funds that are owed or expended, along with records tending to indicate and identify co-conspirators. Such records are routinely maintained in written form, many times in code to avoid detection or discovery by law enforcement authorities. In addition, these records are also recorded, maintained on computers and are transmitted using electronic stored communications and modems, transmitting data between one computer terminal to another and the data is then stored on computer disks, or hard drives. Typically, because of their importance, these records are maintained by traffickers on their person and/or at their residence, "safe" or "stash houses" and storage lockers or facilities. Based upon my experience and training, I have discovered that drug traffickers and those who assist them often maintain such records for extended periods of time.

7. On that basis of my training and experience, I have found that:

a. Drug traffickers often place assets that they acquired with drug related proceeds, in names other than their own, either aliases, or other individuals, including family members, to avoid identification and detection of those assets by law enforcement. Traffickers often place assets in the names of corporate entities or trusts to avoid detection by law enforcement agencies. Though these assets are in other persons' or corporate names, the traffickers continue to use these assets and exercise dominion and control over them. Typically, traffickers keep records of these registrations and transactions in their residences, and/or "stash houses."

b. Drug traffickers often maintain on hand, large amounts of United States currency to maintain and finance their ongoing business. Traffickers often use "safe houses" or "stash houses," from which they distribute controlled substances to avoid detection by law enforcement officers. In addition, traffickers often maintain caches of drugs and other items of value and/or proceeds of drug transactions, including evidence of financial transactions relating to obtaining, transferring, hiding or spending large sums of money gained from engaging in the acquisition and distribution of controlled substances at these locations.

c. Traffickers commonly have in their possession, that is, on their person, at their residences and/or "safe houses," firearms, including but not limited to: handguns, pistols, revolvers, rifles, shotguns, machine guns and other weapons. Said firearms are used to protect and secure a trafficker's property.

Such property may include, but is not limited to: narcotics and other dangerous drugs, narcotic paraphernalia, books, records ledgers and quantities of currency.

d. Drug traffickers often take or cause to be taken photographs of themselves, their associates, their property and their product. These traffickers usually maintain these photographs at their residences and/or "safe houses" or secure storage facilities.

e. Traffickers often attempt to legitimatize their assets by establishing businesses to "launder" the proceeds derived from the distribution of controlled substances. Records of these endeavors are often maintained at the traffickers' residences and/or "stash houses."

f. Traffickers, even in their own residence, often hide narcotics, records, and other matters discussed above in areas of the residence that appear to the casual observer to be in the control of someone else in the residence. This is done to avoid those items being found by someone who would be searching the premises for those items.

8. On the basis of my training and experience, I can attest that individuals involved in the illicit possession, distribution, manufacture, transportation, and trafficking of controlled substances, as well as the laundering of drug proceeds, often use telephones to discuss and facilitate their illegal activities. In order to conceal their identities and avoid detection from law enforcement, narcotics traffickers often enlist the aid of friends, relatives, and acquaintances to distribute or store controlled substances or launder drug proceeds. Narcotics traffickers often use the names of these individuals or

fictitious names to subscribe to telephone services, purchase property, and rent or register vehicles.

PURPOSE OF AFFIDAVIT

9. This affidavit is being submitted to establish probable cause to arrest:

a. **CHARLES DAVID WATT;**

b. **LAVESTER BROWN;**

c. **KENNEDY HARRIS;**

d. **MARIO JESUS ROBAINA,** who is currently under federal supervised release, case number 6:07-cr-153-Orl-28DAB, for conspiracy to possess with the intent to distribute a mixture and substance containing a detectable amount of cocaine hydrochloride;

e. **CHRISTOPHER ABELE,** who is currently under federal supervised release, case number 6:07-cr-77-Orl-22KRS, for possession with the intent to distribute and distribution of a mixture and substance containing a detectable amount of cocaine base, commonly referred to as "crack cocaine;"

f. **RICARDO RILEY;**

g. **ROBERT MCCRAY JR.,** who is currently under federal supervised release, case number 6:03-cr-87-Orl-31KRS, possession with the intent to distribute and distribution of a mixture and substance containing a detectable amount of cocaine base, commonly referred to as "crack cocaine;"

h. **JOSHUA ARGO,** who is currently under federal supervised release, case number 6:06-cr-125-Orl-19KRS, for conspiracy to possess with the

intent to distribute a mixture and substance containing a detectable amount of cocaine hydrochloride; and

i. **HERMAN GIBSON;**

for violating Title 21, United States Code, Section 846 and 841(b)(1)(A), conspiracy to possess with the intent to distribute and distribute 5 kilograms or more of a mixture and substance containing a detectable amount of cocaine hydrochloride.

10. In addition, this affidavit is also being submitted in support of applications to search:

a. 3963 South Banana River Boulevard, Apartment #6, Cocoa Beach, Florida (hereinafter referred to as "**WATT's residence**"), which is more particularly described in Attachment A;

b. 306 Edinburgh Drive, Cocoa, Florida (hereinafter referred to as "**BROWN's residence**"), which is more particularly described in Attachment B;

c. 1618 Flowermound Lane, Apartment #4, Cocoa, Florida (hereinafter referred to as the "**stash house**"), which is more particularly described in Attachment C;

d. 127 Anchorage Lane, #8, Cape Canaveral, Florida (hereinafter referred to as "**ABELE's residence**"), which is more particularly described in Attachment D;

e. 171 Portside Avenue, #205, Cape Canaveral, Florida (hereinafter referred to as "**ROBAINA's residence**"), more particularly described in Attachment E; and

f. 328 Autumn Circle, Cocoa, Florida, 32922 (hereinafter referred to as **RILEY's residence**), more particularly described in Attachment F; for evidence of a crime, contraband, fruits of a crime, items illegally possessed, and property designed for use, intended for use or used in committing a crime, which are more particularly described in Attachment G.

11. I make this affidavit, as a result of my personal participation in this investigation, which includes information provided to me by other law enforcement officers, information obtained from confidential sources, surveillance, and the analysis of telephone records, including pen register and traps and trace information, and calls that have been intercepted pursuant to Court orders, specifically over **WATT's** telephone, (321) 557-6987[1] (hereinafter referred to as "**SUBJECT TELEPHONE-1**"), and **BROWN's** telephone, (321) 458-0836 (hereinafter referred to as "**SUBJECT TELEPHONE-2**"). Because this affidavit is being submitted for limited purposes, I have not included each and every fact learned during the course of this investigation. Rather, I have set forth only the facts that I believe are necessary to establish probable cause.

[1] During the investigation, agents learned that WATT used more than one telephone facility at the same time. Although the other telephone facility, (321) 271-2122, was not intercepted, it is referred to herein.

SOURCES OF INFORMATION

12. Beginning in February 2009, your affiant and the Brevard County Sheriff's Office (hereinafter referred to as "BCSO") agents received information from various sources that **BROWN, WATT** and others were distributing drugs throughout Brevard County.

a. A confidential source (hereinafter referred to as "CS-1") cooperated with law enforcement by answering questions during an interview on or about December 4, 2009, without asking for anything in return. CS-1 is currently serving a term of supervised release and was only able to provide historical information about **WATT** and other members of their drug trafficking group. In sum, CS-1 told agents that **WATT** distributed kilograms of cocaine throughout Brevard County, Florida. Based on the investigation described herein, agents have corroborated much of the information that CS-1 provided to law enforcement and believe that CS-1 provided truthful and accurate information. Based on this, I believe that CS-1 has been reliable.

b. A second confidential source (hereinafter referred to as "CS-2") cooperated with law enforcement in the hopes of receiving favorable consideration in the disposition of a criminal case. CS-2 provided information about the targets of this investigation during interviews that took place in February and March, 2010. Based on the investigation described herein, agents have corroborated much of the information that CS-2 provided to law enforcement and believe that CS-2 provided truthful and accurate information. Based on this, I believe that CS-2 has been reliable. According to CS-2, **WATT**

supplied CS-2 with cocaine on a regular basis from 2008 until November 2009, when CS-2 was arrested. CS-2 told agents that he/she would call **WATT** to arrange cocaine transactions and discuss price, quantity, and locations where the transactions would take place. CS-2 said that he/she purchased one-quarter to one-half kilograms of cocaine from **WATT** per week during the time frame that **WATT** was his/her primary source of supply. CS-2 told agents that **BROWN** worked with **WATT** to obtain and distribute cocaine and that they also raced cars at the track in Bithlo, Florida, where they had established a reliable cocaine source of supply. CS-2 said that he/she had also been present when **BROWN** sold cocaine to other drug dealers in Cocoa, and overheard those drug dealers arrange drug deals with **BROWN** over the telephone. From 1998 to 1999, CS-2 obtained cocaine, daily, from **KENNEDY HARRIS** for distribution to local customers. CS-2 told me that **WATT**, **BROWN** and **HARRIS,** work together to distribute cocaine in Brevard County.

c. A third confidential source (hereinafter referred to as "CS-3") cooperated with law enforcement in the hopes of receiving favorable consideration in the disposition of a criminal case. CS-3 provided this information during an interview that took place in March 2010. Based on the investigation described herein, agents have corroborated much of the information that CS-3 provided to law enforcement and believe that CS-3 provided truthful and accurate information. Based on this, I believe that CS-3 has been reliable. Although CS-3 had previously supplied **WATT** and **BROWN** with quarter and half kilogram quantities of cocaine since 2008, he/she said that **BROWN** usually

obtained cocaine directly from Eric Hampton, who was CS-3's partner at the time. CS-3 told agents that he/she would talk with **WATT and BROWN** on the telephone to make the necessary arrangements to complete their cocaine transaction.

d. A fifth confidential source (hereinafter referred to as "CS-5")[2] cooperated with law enforcement in the hopes of receiving favorable consideration in the disposition of a criminal case. CS-5 provided information about the targets of this investigation during an interview that took place in July 2010. Based on the investigation described herein, agents have corroborated much of the information that CS-5 provided to law enforcement and believe that CS-5 provided truthful and accurate information. Based on this, I believe that CS-5 has been reliable. CS-5 had previously purchased two kilograms of cocaine from Eric Hampton in 2009 at $32,000 per kilogram, and negotiated with **BROWN** to buy kilograms of cocaine for $24,000 per kilogram. CS-5 described Hampton as the main cocaine source of supply in Titusville, Florida, and said that Hampton routinely conducted cocaine deals with **WATT** and **BROWN**. CS-5 has had discussions with Hampton, **WATT,** and **BROWN,** about the quantities of cocaine that they distributed.

e. Another confidential source (hereinafter referred to as "BCSO-CS") cooperated with the Brevard County Sheriff's Office in the hopes of receiving favorable consideration in the disposition of a criminal case. Based on

[2] In other pleadings related to this investigation, a fourth confidential source was referred to as CS-4. The information from CS-4 is not included herein, so the previous naming convention was used to be consistent within the pleadings.

the investigation described herein, agents have corroborated much of the information that BCSO-CS provided to law enforcement and believe that he/she provided truthful and accurate information. Based on this, I believe that BCSO-CS has been reliable. As part of this investigation, at the direction of law enforcement, the BCSO-CS bought two-ounces of cocaine from **HARRIS** and two-ounces of cocaine from **ROBAINA**.

FACT ESTABLISHING PROBABLE CAUSE

13. The DEA, Brevard County Sheriff's Office (hereinafter referred to as "BCSO"), and other agencies started this investigation in November 2009, after receiving information from various sources. On July 7, 2010, pursuant to a Court order, agents began intercepting wire communications over **SUBJECT TELEPHONE-1.** At approximately 5:11 p.m., **SUBJECT–TELEPHONE-1** received an incoming telephone call from number (321) 338-0901, a telephone facility that **ABELE** used. **ABELE** asked **WATT** if anything good was happening. **WATT** said, "Just for you. Just for you. So, it's up to you. What you want to do?" **ABELE** replied, "I'm ready." **WATT** said that he would meet **ABELE** later in the day. Based on my training, experience, and this investigation, I believe that **ABELE** called **WATT** and asked **WATT** to supply him with cocaine, and **WATT** agreed.

14. Based on this call, agents initiated surveillance of **WATT.** After several more calls between **WATT** and **ABELE** about where to meet, agents saw **WATT** exit **WATT's residence** and drive to Milliken's Reef, a restaurant in Port Canaveral, where **ABELE** worked. Agents watched **WATT** and Marc Cleneghan

go into the restaurant. Approximately three minutes later, agents saw **ABELE** leave the restaurant and walk to a car in the parking lot, where **JOSH ARGO** waited. **ABELE** got into **ARGO's** car and got out of the car a few moments later. **ABELE** went back into the restaurant. Based on my training, experience, and this investigation, I believe that **WATT** took cocaine from **WATT's residence** and delivered it to **ABELE** at Milliken's Reef. **ABELE** then sold it to **ARGO** in the parking lot.

15. On or about July 8, 2010, **WATT** spoke with **ABELE** several times over **SUBJECT TELEPHONE-1.** During the first call, **ABELE** asked **WATT** if he was ready to make a "deal." **WATT** replied, "No, I need mine. Hopefully next week I can bring it to you." Based on my training, experience, and this investigation, I believe that **WATT** did not have cocaine to distribute, but hoped to obtain some from his source of supply in the near future. During another call that same day, **ABELE** told **WATT** that **ARGO** said, "that shit ain't all that." **ABELE** explained that **ARGO** only got, "out of seventeen that went down, there's fifteen there..." **WATT** promised to "make up for it next time" and told **ABELE**, "nobody else said nothing about it..." **ABELE** also mentioned that he had some "paper" for **WATT.** Based on my training, experience, and this investigation, I believe that **ARGO** was not happy with the quality of the cocaine that he had obtained from **ABELE** the previous night. I believe that "out of seventeen that went down, there's fifteen there...," was a reference to cooking seventeen grams of cocaine hydrochloride (powder cocaine) into fifteen grams of cocaine base (crack cocaine), so **ARGO** lost two grams of product. Based on my training and

experience, I know that cocaine hydrochloride that is diluted, or "cut," with other additives typically results in a loss in mass when converted into crack cocaine because some of the impurities are removed during the cooking process. I also know that some individuals convert cocaine hydrochloride to crack cocaine for the specific purpose of determining the quality. I also believe that "papers" was a coded reference to money, which **ABELE** owed to **WATT** for a previous drug transaction. Finally, I believe that **ARGO** attempted to turn the cocaine that **ABELE** provided him into crack cocaine, but was not happy with the final result. Later that night, agents watched **WATT, ABELE,** and **ARGO,** meet at a Wal-Mart parking lot in Merritt Island, but agents were not able to listen to their conversation.

16. On or about July 10, 2010, at approximately 12:50 p.m., **SUBJECT TELEPHONE-1** received an incoming call from telephone number (321) 720-1353, a telephone facility that **ROBAINA** used, that was intercepted. During the call, **ROBAINA** told **WATT** to call **ARGO** at (321) 474-3055. Approximately two minutes later, **WATT** called **ARGO** at that number. **ARGO** asked **WATT** if he "was going to be around later." I believe that **ARGO** asked **WATT** if **WATT** had cocaine for **ARGO**. **WATT's** response implied that he did not have any cocaine at that time, but hoped to have some in the next day or two. Based on my training, experience, and this investigation, I believe that **ARGO** wanted to purchase cocaine from **WATT,** but **WATT** did not have any to sell at that time. **WATT** called several people over **SUBJECT TELEPHONE-1** in attempt to obtain cocaine, but **WATT's** regular sources did not have any cocaine.

17. On July 12, 2010, at approximately 8:36 p.m., **SUBJECT TELEPHONE-1** received an incoming call from telephone number (702) 206-4397, subscribed to Raul Ramirez and used by Luis Collazo,[3] that was intercepted. Collazo told **WATT**, "Don't lose faith in me. Shit went crazy somewhere. Man, I'm still working on it. Don't lose hope with me man. I'm still working on something. It is just taking longer than what we thought." Collazo asked **WATT** about the price in Brevard, and **WATT** replied "30, 31." Collazo replied that those prices were better than the prices in Orlando because the "Spanish boys" were trying to make too much money. Collazo told **WATT** that he planned to talk with someone later that night and would have better information for **WATT** later. Based on my training, experience, and this investigation, I believe that Collazo is one of **WATT's** cocaine sources of supply, but that Collazo did not have any cocaine available for **WATT.** I also believe that **WATT** told Collazo that a kilogram of cocaine in Brevard County costs between $30,000 and $31,000. That price is consistent with the current price of a kilogram of cocaine in Brevard County. I also believe several intercepted conversations that **WATT** had with **ABELE, ARGO,** and Collazo, confirmed that **WATT** and all of his drug trafficking associates were having difficulty obtaining quantities of cocaine during that week. Around this time, DEA agents and state agents in the Orlando area seized significant quantities of cocaine, including one seizure of approximately 37 kilograms of cocaine. As a result, I believe that the supply of cocaine to the area had been disrupted for a short time.

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[3] Collazo is currently under federal supervised release, case number 6:04-cr-

18. On July 14, 2010, at approximately 2:39 p.m., **SUBJECT TELEPHONE-1** received an incoming call from telephone number (321) 338-0901, which **ABELE** used. During the call, **ABELE** invited **WATT** to go on a boat, but **WATT** replied that he could not because he was "on stand-by." **ABELE** said that he understood, and added, "yeah, well, nina and a half, whenever you're ready." Based on my training, experience, and this investigation, I believe that "on stand-by" meant that **WATT** hoped to meet with a cocaine source of supply later that day. I also believe that **ABELE** told **WATT** that he wanted "nina and a half," or nine and a half ounces of cocaine (approximately one-quarter of a kilogram), once **WATT** obtained more cocaine. One-quarter kilogram of cocaine is consistent with the quantity of cocaine that CS-2 previously obtained from **WATT** on a weekly basis in 2008-2009. Based on this intercepted call, agents established surveillance of **WATT** in anticipation of following him to a meeting with a source of supply at some point during the day.

19. Later that day, a series of calls to and from **SUBJECT TELEPHONE-1** were intercepted. During these calls, **WATT, BROWN,** and **HARRIS,** made arrangements to travel to South Florida to meet with **HARRIS'** cocaine source of supply. Based on these calls, agents established surveillance and followed **WATT, BROWN,** and **HARRIS,** from the Cocoa area to 2221 N.W. 4th Court, Pompano Beach, Florida. **WATT** exceeded the posted speed limit during most of the trip. According to the Florida Department of Highway Safety and Motor Vehicles, a 2002 red GMC with Florida license plate L79EM, which

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128-Orl-31GJK, for fraud related to social security crimes.

was parked in the driveway, was registered to Lorenzo Lamar Parrish, who DEA agents in South Florida had previously identified as a cocaine dealer. In fact, telephone toll records confirmed that **HARRIS'** telephone facility contacted a number that DEA agents in Fort Lauderdale had previously identified as a telephone facility that Parrish used. Agents observed **HARRIS** go into the residence, but **WATT** and **BROWN** remained outside in **WATT's** vehicle. After only ten minutes, **HARRIS** exited the residence, got into **WATT's** vehicle, and the group drove directly back to Cocoa. Unlike the trip from Cocoa to Pompano Beach, **WATT** did not exceed the posted speed limit on the return trip. At approximately 2:00 a.m., the group arrived in Cocoa, where they all got into their respective vehicles and drove to **their residences (WATT** was followed to **WATT's residence** and **BROWN** was followed to **BROWN's residence)**. Based on my training, experience, and this investigation, including telephone calls that were intercepted the following day, I believe that **WATT** and **BROWN** rode with **HARRIS** to Pompano Beach to meet with **HARRIS'** source of supply. Because **WATT** did not observe the posted speed limit on the way to Pompano Beach, I do not believe that any contraband was in the vehicle. Because **WATT** did observe the posted speed limit on the way back to Cocoa, I do believe that contraband was in the vehicle. This was the first of several trips during this investigation that **WATT**, **BROWN**, and **HARRIS** made to 2221 N.W. 4th Court, Pompano Beach, Florida, to obtain cocaine. Based on intercepted calls, surveillance, and a controlled buy described in the following paragraphs, I believe

that **BROWN**, and **HARRIS** bought cocaine from a person at 2221 N.W. 4th Court, Pompano Beach, Florida.

20. On or about July 15, 2010, various intercepted telephone calls between **SUBJECT TELEPHONE-1, SUBJECT TELEPHONE-2,** and **HARRIS'** telephone facility, led me to conclude that the group took money to Pompano Beach, where **HARRIS** met with a source of supply and bought cocaine. Based on my training, experience, and this investigation, I believe that **HARRIS** refused to introduce **WATT** and **BROWN** to his source of supply because **HARRIS** did not want to be cut out of any future cocaine deals that may occur. **WATT** did not like the way **HARRIS** handled the deal and did not use his money to purchase any cocaine at that time. One of the calls that explain this conclusion occurred on July 18, 2010, at approximately 11:54 a.m., when **SUBJECT TELEPHONE-1** received a call from telephone number (321) 271-3971, a telephone facility **HARRIS** used. During the call, **HARRIS** asked **WATT**, "Man, they still killing you man?" **WATT** said, "Hell yeah" and "I don't know what to do." **HARRIS** said, "You shoulda did what...where we were the other day. At least it would have took you over. And, that car ran. That car ran good." **WATT** said, "I'm just trying to wait it out now." Based on my training, experience, and this investigation, I believe that **HARRIS** told **WATT** that he should have purchased cocaine from the source in Pompano Beach because **WATT's** regular sources of supply were dry. Additionally, **HARRIS** used coded language when referring to a car and actually told **WATT** that the quality of the cocaine was good.

21. Only July 16, 2010, as a result of the aforementioned activity, BCSO Agent Hupfer instructed the BCSO-CS to buy cocaine from **HARRIS.** The BCSO-CS made a preliminary telephone call, which was neither recorded, nor monitored by agents, to **HARRIS** and asked to buy two ounces of cocaine. **HARRIS** told the BCSO-CS that he would check and call him back. According to toll records, **HARRIS** called **SUBJECT TELEPHONE-2** four times before **HARRIS** called the BCSO-CS and told him/her that the cocaine was at someone else's stash house. **HARRIS** told the BCSO-CS that he would be able sell the cocaine to the BCSO-CS the following day. Based on my training, experience, and the tolls records between **HARRIS'** and **BROWN's** telephones, I believe that **HARRIS** called **BROWN** in an effort to obtain some of the cocaine that **BROWN** bought in Pompano Beach the previous night. **HARRIS** wanted to sell cocaine to the BCSO-CS, but he did not have access to the stash house where **BROWN** stored the cocaine. I also believe that **HARRIS** tried to get cocaine from **BROWN** to sell to the BCSO-CS. Telephone toll records confirm that **HARRIS** contacted **SUBJECT TELEPHONE-2** seven times, between 11:44 a.m. and 1:08 p.m., the next day, before telling the BCSO-CS that he was ready to proceed with the deal.

22. On July 17, 2010, shortly before 4 p.m., agents met with the BCSO-CS at a predetermined location, where the BCSO-CS and his/her vehicle were searched for money, drugs, and contraband, but none were found. Agents provided the BCSO-CS with $1800 and audio recording equipment. At approximately 4:05 p.m., the BCSO-CS made a controlled and recorded

telephone call to **HARRIS,** during which **HARRIS** said he would meet the BCSO-CS at a bowling alley in Merritt Island, to conduct the transaction. Agents followed the BCSO-CS from the predetermined location to the bowling alley, where the BCSO-CS met with **HARRIS** in the parking lot. **HARRIS** got into the front passenger area of the BCSO-CS's vehicle. **HARRIS** gave the BCSO-CS approximately 55 grams of cocaine hydrochloride, and the BCSO-CS gave **HARRIS** $1800. After **HARRIS** got out of the BCSO-CS's vehicle, agents followed the BCSO-CS to a predetermined location. The BCSO-CS provided agents with the recording equipment and cocaine, which a field test confirmed contained cocaine. Agents again searched the BCSO-CS and his/her vehicle for money, drugs, and contraband, but none were found. Based on my training, experience, and this investigation, I believe that **HARRIS** sold cocaine to the BCSO-CS that **HARRIS** and **BROWN** bought in Pompano Beach.

23. Intercepted telephone calls over **SUBJECT TELEPHONE-1** led agents to conclude that **WATT** was increasingly impatient because his sources of supply did not have cocaine. As a result, **WATT** eventually agreed to go with **BROWN** and **HARRIS** to **HARRIS'** source of supply in Pompano Beach.

24. On July 21, 2010, at approximately 4:11 p.m., **SUBJECT TELEPHONE-1** received an incoming call from telephone number (321) 271-3971. During the call, **HARRIS** asked **WATT** "we still ain't gone racing yet?" **WATT** replied, "Hell no. I don't know what to do. I'm giving up." **HARRIS** reminded **WATT** that his "boy was still there," and "[he] said 31 for that motor." **WATT** asked if it would be delivered or if they would have to go pick it up.

HARRIS said he would find out. **WATT** added, "You know what type of horsepower I'm looking for." Based on my training, experience, and this investigation, I believe that **WATT** told **HARRIS** that his usual sources of supply still did not have cocaine. When **HARRIS** asked, "we still ain't gone racing yet," **HARRIS** asked if **WATT** had been re-supplied with cocaine. I also believe that **HARRIS** reminded **WATT** that his source in Pompano Beach would sell kilograms of cocaine to **WATT** for $31,000 per kilogram. **WATT** indicated that he was interested in buying cocaine from **HARRIS'** source and when he said, "You know what type of horsepower I'm looking for." I believe that "horsepower" is a reference to good, quality cocaine. Based on intercepted calls and this investigation, I know that **WATT, HARRIS,** and **BROWN** are involved in racing cars and often use racing terms as codes during conversations about cocaine.

25. On July 21, 2010, at approximately 4:13 p.m., **SUBJECT TELEPHONE-1** placed an outgoing call to **SUBJECT TELEPHONE-2.** During the call, **WATT** told **BROWN,** "Kennedy **[HARRIS]** is talking about seeing Dru for bringing the motor up here." **BROWN** excitedly replied, "Oh yeah?" **WATT** said, "If he brings the motor up here, shit, I'll probably get that mother fucker." **BROWN** added, "Damn, if he can't bring it, we can get that bitch." They agreed to talk before the deal actually took place. **BROWN** said, "As long as it's tuned up and firing on all eight cylinders," and **WATT** said, "That's what I told him. And, if it's still thirty-one." Based on my training, experience, and this investigation, I believe that **WATT** and **BROWN** again used coded language to discuss

obtaining a kilogram of cocaine for $31,000 from **HARRIS'** source of supply, who **WATT** referred to as "Dru," in Pompano Beach.

26. A few minutes later, at approximately 4:19 p.m., **SUBJECT TELEPHONE-1** received an incoming call from telephone number (321) 271-3971. **HARRIS** told **WATT,** using coded language, that the source of supply would sell the cocaine for $31,000 per kilogram, but would not deliver it to Central Florida. Based on my training and experience, I know that $31,000 is consistent with the price of one kilogram of cocaine. Approximately twenty five minutes later, **SUBJECT TELEPHONE-1** placed an outgoing call to **SUBJECT TELEPHONE-2.** During the conversation, **BROWN** asked, "So it's a go," and **WATT** replied, "That's what they say. [He] guarantees it, as long as it is solid when we get there." Based on my training, experience, and this investigation, I believe that **HARRIS** told **WATT** that his source of supply offered to sell a kilogram of cocaine to **WATT** and **BROWN** for $31,000. I also believe that **WATT** told **BROWN** that **HARRIS'** source of supply agreed to sell a kilogram of cocaine to **WATT** and **BROWN** as long as **WATT** and **BROWN** went to Pompano Beach with enough cash to pay for the cocaine.

27. Based on the foregoing calls, agents established surveillance of **WATT, BROWN,** and **HARRIS,** in anticipation of the group going to Pompano Beach a second time to obtain cocaine. However this time, intercepted calls led agents to conclude that **WATT** would participate in the deal, and that **WATT** and **BROWN** planned to purchase at least one kilogram of cocaine. Based on the

surveillance, agents also believed that they saw **BROWN** collecting money from various people.

28. Agents conducting surveillance of **WATT** observed him depart **WATT's residence** and meet with **BROWN** and **HARRIS** in the parking lot of the Oak Meadows Apartment complex in Cocoa. Agents followed **WATT, BROWN,** and **HARRIS** to 2221 N.W. 4th Court, Pompano Beach. This time, all three went into the residence. Approximately thirty minutes later, at 12:10 a.m., **WATT, BROWN,** and **HARRIS,** left the residence and returned to parking lot at the Oak Meadows Apartment complex in Cocoa. After **HARRIS** left, at approximately 2:30 a.m., agents observed **BROWN** and **WATT** walk into the **stash house. BROWN** awkwardly walked into the **stash house** and appeared to be concealing something in his clothing. At approximately 4:45 a.m., **BROWN** and **WATT** left the apartment complex. **WATT** carried a plastic bag in his right hand as he walked to his car. Agents followed **WATT** and **BROWN** from the **stash house** to their respective residences **(WATT** went to **WATT's residence** and **BROWN** went to **BROWN's residence)**. Based on the intercepted calls and associated surveillance, I believe that **WATT**, **BROWN**, and **HARRIS,** obtained at least one kilogram of cocaine from **HARRIS'** source in Pompano Beach. I also believe that **WATT** and **BROWN** processed (cut, weighed, and packaged) the cocaine at the **stash house** before taking the cocaine with them to distribute in and around Brevard County.

29. On or about July 22, 2010, agents intercepted calls over **SUBJECT TELEPHONE-1** and conducted surveillance on **WATT.** It was clear from the

interceptions and surveillance that **WATT** distributed cocaine to his distributors in and around Brevard County. Intercepted calls over **SUBJECT TELEPHONE-1** and surveillance confirmed that **WATT** provided his portion of the cocaine to **ROBAINA**, **MCCRAY**, Jason Orr, and **ABELE.**

30. Specifically, on July 22, 2010, at approximately 12:39 p.m., an incoming call to **SUBJECT TELEPHONE-1** from telephone number (321) 720-1353, **ROBAINA,** was intercepted. During the call, **WATT** said, "Tell me the magic number." **ROBAINA** responded by saying, "Ooohh, three at least" (i.e. at least three ounces of cocaine). **WATT** confirmed that he would deliver the cocaine to **ROBAINA**. Approximately twenty four minutes after this call was completed, agents used a video camera to record **WATT** leaving **WATT's residence** with a package/baggy in his left hand. Agents followed **WATT** to **ROBAINA's residence,** where agents saw **WATT** go into **ROBAINA's residence.** While inside **ROBAINA's residence,** at approximately 1:17 p.m., an incoming call to **SUBJECT TELEPHONE-1** from telephone number (321) 271-3971, **HARRIS,** was intercepted. During the call, **HARRIS** asked **WATT**, "how that motor turn out?" **WATT** replied, "Yeah, that bitch runnin." **WATT** added that he was getting ready to sell some of it at that moment. **WATT** told **HARRIS**, "gotta go back and get that bitch today." I believe that **HARRIS**, who again used coded language related to cars, called **WATT** to make sure that he was happy with the quality of the cocaine that **WATT** obtained in Pompano Beach. When **WATT** said, "Yeah, that bitch runnin," I believe that **WATT** told **HARRIS** that he liked the quality of the cocaine. **WATT** also said that he wanted to go back to get

more cocaine. It should be noted that during the investigation, agents never saw **WATT**, **BROWN**, or **HARRIS** with anything that resembled a car motor. Based on my training, experience, and this investigation, all references to cars or car parts are, in fact, referenced to cocaine prices, quantity, and quality. At approximately 1:30 p.m., agents observed **WATT** leave **ROBAINA's residence.** Based on the intercepted calls and surveillance, I believe that **WATT** stored cocaine at **WATT's residence** and delivered cocaine to **ROBAINA** at **ROBAINA's residence.**

31. Agents maintained surveillance of **WATT** after he left **ROBAINA's** apartment, and followed him to Melbourne, where **WATT** met with **MCCRAY** in a parking lot. After just a few moments, **WATT** and **MCCRAY** left the area, traveling in different directions. **WATT** and **MCCRAY** had seven similar meetings with each other in July. **WATT** drove back to **WATT's residence.**

32. Later that day, telephone toll records for (321) 271-2122, **WATT's** second telephone, confirmed that **WATT** contacted telephone number (321) 208-0370, a telephone facility that Jason Orr used, at approximately 2:26 p.m. At approximately 3:09 p.m., agents saw **WATT** leave **WATT's residence** and travel to Orr's residence located at the Oak Meadows Apartment complex, Building 1639, Apartment. 5. Agents saw **WATT** pull into the apartment complex at approximately 3:30 p.m. and park in front of Orr's apartment. As he was pulling into the parking space, telephone toll records confirmed that **WATT**, using telephone number (321) 271-2122, placed a call to Orr's telephone, (321) 208-0370. Orr came outside and got into **WATT's** vehicle. Approximately two

minutes later, Orr got out of **WATT's** vehicle and walk back into his apartment. **WATT** left the complex and went back to **WATT's residence.** Based on my training, experience, and this investigation, I know that **WATT** routinely called persons he was about to conduct a cocaine transaction with so that they could be ready when **WATT** arrived. I believe that **WATT** provided Orr with cocaine during the meeting described in this paragraph.

33. On that same date, July 22, 2010, at approximately 3:34 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **ROBAINA** was intercepted. During the call, **WATT** asked **ROBAINA** what he was doing. **ROBAINA** said, "Bakin' a cake." **WATT** and **ROBAINA** both laughed. I believe that **ROBAINA** was cooking the cocaine that **WATT** had provided him into crack cocaine. Agents, through surveillance, confirmed that **ROBAINA** was at **ROBAINA's residence** when this call occurred.

34. At approximately 3:36 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **SUBJECT TELEPHONE-2** was intercepted. During the call, **WATT** informed **BROWN** that **HARRIS** was available to go back to Pompano Beach later that day so that they could obtain more cocaine. **BROWN** said, "So, he ready to fuck with the race car right now then huh?" **WATT** said, "I guess so." **WATT** indicated that he wanted to go back to Pompano Beach too. **BROWN** finished the conversation by saying, "Okay, let me see what I can do." Based on my training, experience, and this investigation, I believe that **BROWN** needed to get his money together.

35. At approximately 3:37 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **HARRIS** was intercepted. During the call **WATT** asked **HARRIS**, "He gonna have the car (cocaine) ready for us if we come get it tonight?" **HARRIS** said, "I can call him and see". Telephone toll records confirmed that **HARRIS** called telephone number (954) 934-5477 right after he hung up with **WATT**. In fact, a review of the telephone tolls records for **HARRIS'** telephone confirmed that **HARRIS** called this number each time that **WATT**, **BROWN,** and **HARRIS,** made a trip to 2221 NW 4th Court, Pompano Beach, to obtain cocaine.

36. Starting at approximately 4:00 p.m., telephone toll records confirmed that several text messages were sent between **SUBJECT TELEPHONE-1** and **ABELE's** telephone facility, with the last text taking place at approximately 4:08 p.m.[4] At approximately 4:28 p.m., agents observed **WATT** leave **WATT's residence** and travel directly to **ABELE's residence**. **WATT** arrived at approximately 4:36 p.m. and parked in **ABELE's** driveway. Because **ABELE's residence** is on a dead-end street, agents were not able see whether **WATT** went inside or if **ABELE** came out and met **WATT** in his car. **WATT** pulled out of **ABELE's** driveway approximately three minutes later and returned to **WATT's residence.** Based on my training, experience, and the content of other text messages that were later intercepted between **WATT** and **ABELE**, I believe that **WATT** provided cocaine to **ABELE.** As previously mentioned, I

[4] At this time, agents did not have the authority to intercept text messages.

believe that **WATT** kept cocaine at **WATT's residence** and delivered a portion of that cocaine to **ABELE** at **ABELE's residence.**

37. Later that evening, **WATT, BROWN,** and **HARRIS,** made arrangements to go back to **HARRIS'** cocaine source of supply. Rather than risk being compromised on surveillance in Pompano Beach, due the time of day and the high volume of people in the neighborhood on NW 4th Court, agents relied on an electronic tracking device that was installed on **WATT's** vehicle to monitor the position of his car. At approximately 6:00 p.m., agent saw **WATT, BROWN,** and **HARRIS,** meet at the **stash house.** At approximately 6:08 p.m., they all got into **WATT's** car and drove to Pompano Beach. The tracking data showed that **WATT's** vehicle arrived at 2221 NW 4th Court, Pompano Beach, at approximately 8:42 p.m. While at that residence, an incoming call from **ROBAINA** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **WATT** told **ROBAINA** that he "shorted" **ABELE** (i.e. did not provide all of the cocaine that **ABELE** thought he was getting during their transaction earlier in the day as previously detailed). Approximately forty minutes later, the electronic tracking device indicated that **WATT's** vehicle departed the residence in Pompano Beach and drove back toward Brevard County.

38. Agents resumed surveillance of **WATT's** car as it approached Brevard County. At approximately 11:49 p.m., agents saw **WATT, BROWN,** and **HARRIS,** arrive back at the Oak Meadows Apartment complex, although they did not enter the **stash house.** **BROWN** and **HARRIS** got out of **WATT's** car and

headed to their residences in their own cars. **WATT** also drove back to **WATT's residence.**

39. The following morning, on July 23, 2010, at approximately 10:30 a.m., agents watched **WATT** drive from **WATT's residence** to the **stash house.** At approximately 10:32 a.m., an incoming call from **SUBJECT TELEPHONE-2** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **WATT** told **BROWN** that he was at the "store." **BROWN** eventually arrived at the **stash house** and met with **WATT** inside. During the investigation, each time intercepted calls and surveillance indicated that **WATT** and **BROWN** obtained cocaine, **WATT** and **BROWN** met at the **stash house** before distributing the cocaine to their customers. Based on my training, experience, and this investigation, I believe that **WATT** and **BROWN** cut, weigh, package, and otherwise process the cocaine at the **stash house** before delivering it to their distributors.

40. At approximately 12:38 p.m., an incoming call from **HARRIS** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **HARRIS** asked **WATT**, "How did that girl (cocaine) fuck last night?" **WATT** said it was good. **HARRIS** inquired, "You goin' to see her again?" **WATT** said, "Shit, if I can. I'm gonna try like hell." Based on my training, experience, and this investigation, I believe that **HARRIS,** who used coded language, called to ask **WATT** if he was happy with the quality of the cocaine that he obtained in Pompano Beach, and if **WATT** would buy more from the source in Pompano Beach. When **WATT** said, "I'm gonna try like hell," he meant that he was going to try to distribute all of the cocaine that they had just brought back so that he would have enough money to

get more. At approximately 5:57 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **HARRIS** was intercepted. During the call, **WATT** told **HARRIS**, "I'm looking like we can do it." However, later that evening intercepted calls revealed that the group changed their minds about going to Pompano Beach after they saw a television news report about a Florida Highway Patrol traffic enforcement operation that would be going on throughout the evening and into the following morning in and around Brevard County.

41. At approximately 6:35 p.m., an incoming call from telephone number (404) 454-8230, a telephone facility that **RILEY** used, to **SUBJECT TELEPHONE-1** was intercepted. During the call, **RILEY** said, "Man, dog...my box Chevy sittin' on twenty fours right now. Understand?" **WATT** asked, "Got it all together for me?" **RILEY** indicated that he did. Based on my training, experience, and this investigation, I believe that the phrase "sittin' on twenty fours" meant that **RILEY** had $2,400 to buy three ounces of cocaine, which is consistent with the price of cocaine in Brevard County. Based on this call, agents established surveillance of **WATT** in anticipation of seeing him meet with **RILEY** to conduct a cocaine transaction.

42. At approximately 7:05 p.m., agents observed **WATT** depart **WATT's residence** and drive to **RILEY's residence**. At approximately 7:16 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **RILEY** was intercepted. **WATT** asked **RILEY** if **RILEY** was "at the lake," referring to the Cocoa Lakes apartment complex where **RILEY** lives. **RILEY** indicated that he would be home in fifteen minutes. **RILEY** asked **WATT** if he was "able to get my rims?" **WATT**

replied, "yeah, I got most of it..." **WATT** added that **RILEY** should hurry because **WATT** was there waiting. At the time this call was being intercepted, agents watched **WATT** drive to the back of the Cocoa Lakes complex. Because of the location, agents were not able to follow **WATT** to **RILEY's residence** and, consequently, were not able to see **WATT** and **RILEY** meet. A few minutes later, consistent with other cocaine transactions seen during this investigation, **WATT** exited the complex. Based on my training, experience, and this investigation, I believe that **WATT** took cocaine that was stashed at **WATT's residence** and delivered it to **RILEY.**

43. Based on intercepted calls, agents learned that **WATT, BROWN,** and **HARRIS,** planned to drive to Pompano Beach on July 24, 2010. At approximately 2:15 p.m., agents followed **WATT** to **BROWN's residence,** where **BROWN** got into **WATT's** vehicle **WATT** and **BROWN** then drove to the **stash house,** where they met with **HARRIS.** All three got into **WATT's** car and drove to 2221 NW 4th Court, Pompano Beach, where they arrived at approximately 4:35 p.m. Because it was during the day, it was not possible to conduct surveillance at the residence in Pompano Beach. After approximately thirteen minutes, **WATT's** vehicle left 2221 NW 4th Court, Pompano Beach and drove back to Cocoa. At approximately 8:08 p.m., agents saw **WATT's** vehicle arrive at the **stash house.** Although **BROWN** and **HARRIS** immediately left the area, **WATT** went into the **stash house.** At approximately 9:44 p.m., agents followed **WATT** from the **stash house** to **WATT's residence.** Based on my training, experience, and this investigation, I believe that **WATT** and **BROWN** obtained

cocaine from **HARRIS'** source of supply in Pompano Beach and transported it back to the **stash house,** where **WATT** prepared (cut, weighed, packaged) his portion of the cocaine before taking it back to **WATT's residence.**

44. On July 25, 2010, several intercepted telephone calls over **SUBJECT TELEPHONE-1** confirmed that **WATT** arranged to deliver cocaine to both **ABELE, MCCRAY,** and **ARGO.** Specifically, at 12:54 a.m., during a call from **ABELE** to **SUBJECT TELEPHONE-1** that was intercepted, **ABELE** asked **WATT**, "Hey, are we still good?" **WATT** replied, "Yeah, yeah, yeah." At approximately 1:28 p.m., agents followed **WATT** from **WATT's residence** to **ABELE's residence,** but were unable to see them meet because agents could not obtain a good vantage point. After a few minutes, **WATT** departed. Later that day, during an intercepted call from **SUBJECT TELEPHONE-1** to Marc Cleneghan, agents determined that Cleneghan and **ABELE** were together. During the call, **WATT** asked Clenaghan, "Does douche bag got me yet?" Clenaghan said to **ABELE**, "Douche bag, you got him yet?" **ABELE**, who could be overheard in the background, said, "Still waitin' on that nigger." Based on my training, experience, and this investigation, I believe that **WATT** had cocaine stored at **WATT's residence** and delivered some of it to **ABELE** at **ABELE's residence.** Based on the subsequent call with Clenaghan, I believe that **WATT** fronted the cocaine to **ABELE**, who in turn fronted it to his customer. When **WATT** asked if "douche bag got met yet?" he asked **ABELE** if **ABELE** had the money **ABELE** owed **WATT** for the cocaine. **ABELE** told Clenaghan to tell **WATT** that he was waiting for his customer to pay him first.

45. On that same date, agents also followed **WATT** to a Pizza Hut parking lot, near the intersection of Wickham Road and Lake Washington Road, where **WATT** met with **MCCRAY.** Agents observed **WATT** get into **MCCRAY's** pickup truck for a few minutes and then get out. Once the meet was finished, both of them departed the area. Telephone toll records confirmed that **WATT** used his second telephone, (321) 271-2122,[2] to communicate with **MCCRAY** during the time frame of this meeting. Based on my training, experience, and this investigation, I believe that **WATT** delivered cocaine to **MCCRAY.**

46. Later that evening, after several intercepted telephone calls between **WATT** and **ARGO**, agents again established surveillance on **WATT.** There were two intercepted telephone calls between **SUBJECT TELEPHONE-1** and **ARGO.** During the first telephone call, which occurred at approximately 4:45 p.m., **ARGO** and **WATT** arranged to meet later that evening. At 5:26 p.m., **ARGO** called **WATT** and indicated that he was ready to meet. **WATT** said, "I'll be that way probably about forty five minutes to an hour." **ARGO** was disappointed that **WATT** would not be available to meet sooner. Shortly thereafter, **SUBJECT TELEPHONE-1** was turned off because **WATT** failed to pay his bill. Telephone toll records revealed that **ARGO** called **WATT** fourteen times over the next four hours. A review of telephone toll records in conjunction with surveillance revealed that **WATT** had a second telephone facility, (321) 271-2122,[5] and eventually used it to communicate with **ARGO.** Immediately after a telephone call over (321) 271-2122 to **ARGO, WATT** drove to **ARGO's**

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[5] An analysis of the toll records for this telephone facility revealed that **WATT**

apartment complex. It was not possible for agents to follow **WATT** to **ARGO's residence** in the complex without being compromised. Twelve minutes later, agents saw **WATT** leave the complex. Based on my training, experience, and this investigation, I believe that **WATT** delivered cocaine to **ARGO.**

47. On July 26, 2010, agents saw **WATT** leave **WATT's residence** and at approximately 11:40 a.m., and drive directly to the **stash house.** At approximately 1:17 p.m., an incoming call from **RILEY** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **RILEY** told **WATT** that he was home and **WATT** said he'd be right over. Agents followed **WATT** from the **stash house** to **RILEY's residence.** At approximately 1:23 p.m., an outgoing call from **SUBJECT TELEPHONE-1** to **RILEY** was intercepted. **WATT** said, "I'm outside." **RILEY** said, "Alright." At this same time, agents saw **WATT** arrive at **RILEY's residence** and park in front of **RILEY's residence.** **RILEY** exited **RILEY's residence** and got into **WATT's** car. After a brief meeting, **RILEY** got out of **WATT's** car and went back into **RILEY's residence.** Based on my training, experience, and this investigation, I believe that **WATT** processed cocaine at the **stash house** and delivered some of it to **RILEY** at **RILEY's residence.** Agents followed **WATT** from **RILEY's residence** to **WATT's residence.** Based on my training, experience, and this investigation, I believe that **WATT** took proceeds from his drug sale back to **WATT's residence.** I do not believe that **WATT** stores his money or cocaine at any location that is not under his direct and sole control.

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used this telephone to communicate with **MCCRAY** throughout July 2010.

48. Later that night, at approximately 11:40 p.m., **SUBJECT TELEPHONE-1** received a telephone call from (702) 206-4397. During the call, Collazo told **WATT**, "I'm gonna have some good news for you in a few minutes." **WATT** replied by saying, "Man, I think you been fuckin' with us man. You got somebody else on your team." Collazo said, "Nah, they been fucking with me, but I'm gonna be calling you from a different number. This number's gonna be shut down." He went on to say, "I gonna give you some good news in a few minutes." Collazo called back a few hours later and said, "It's hammer time. I'll holler at you tomorrow with a different number." Based on my training, experience, and this investigation, I believe that Collazo told **WATT** that he would have cocaine to distribute to **WATT** in the near future, but would have to discuss details over a new telephone facility.

49. On or about July 27, 2010, at approximately 11:20 p.m., **SUBJECT TELEPHONE-1** received a telephone call from telephone number (904) 200-6596. Collazo said to **WATT**, "I got some good news. They're not the greatest, but they're good. It's gonna put a smile on your face. It's not a big quantity, but it's gonna be that every day. We gonna do that every day." **WATT** said, "Okay." Collazo called back approximately forty minutes later and said to **WATT,** "You got cash on you?" **WATT** replied, "Tomorrow." Collazo said, "I got a one thousand man. I can bring you one thousand every day. The first one, I got to do it straight. You know? I got to be fast so I can gain the trust. Because that's the last people. I kinda took forever. I'm trying to gain the trust. It's that thing though that you can do magic with." **WATT** replied, "It ain't gonna be 'til

tomorrow." **WATT** explained that he was out of town and would contact Collazo the next day. Based on my training, experience, and this investigation, I believe that Collazo was **WATT's** primary source of supply, but that something caused Collazo to have a disruption in the supply of his cocaine. However, during these intercepted calls, Collazo informed **WATT** that he could supply "one thousand (grams)," or one kilogram, of cocaine to **WATT** every day. However, Collazo was not able to front the first kilogram to **WATT** because Collazo needed to pay his supplier quickly in order to establish trust for future transactions. I also believe that **WATT** truthfully told Collazo that he was out of town, because at that time of these calls agents were following **WATT, BROWN,** and **HARRIS,** as they made their fifth trip to get cocaine from **HARRIS'** source in Pompano Beach.

50. Agents followed **WATT, BROWN,** and **HARRIS,** from Cocoa to 2221 NW 4th Court, Pompano Beach. At approximately 10:48 p.m., agents observed them arrive and park in the driveway, and go inside the residence. After only fifteen minutes, **WATT, BROWN,** and **HARRIS,** exited the residence and drove back to Cocoa. They arrived in Cocoa at approximately 1:40 a.m., and all went to their respective residences. Based on my training, experience, and this investigation, I believe that **WATT, BROWN,** and **HARRIS,** obtained cocaine in Pompano Beach.

51. The following morning, July 28, 2010, at approximately 10:45 a.m., agents followed **WATT** from **WATT's residence** to the **stash house.** Both **WATT** and **BROWN** arrived at the **stash house** at approximately 11:09 a.m. Based on my training, experience, and this investigation, I believe that **WATT**

and **BROWN** prepared the cocaine that they had obtained from Pompano Beach to distribute in and around Brevard County. At approximately 3:15 p.m., **HARRIS** called **WATT** over **SUBJECT TELEPHONE-1** and asked, "How did it turn out?" **WATT** replied, "Wasn't bad. Wasn't bad at all." **HARRIS** then said, "Don't forget about me nigger." **WATT** replied, "Yeah. I don't know if I'm gonna get you back today man." **HARRIS** said, "Alright." **WATT** added, "I mean...shit...it could change, but right now, ain't nothin' changed." In addition to the previously intercepted calls and surveillance, this call confirmed that **WATT** obtained cocaine from **HARRIS'** source. During the call, **HARRIS** asked **WATT** about the quality of the cocaine, and reminded **WATT** that **HARRIS** was entitled to a fee for taking **WATT** to **HARRIS'** supplier.

52. As this call took place, agents were following **WATT** to a meeting with **MCCRAY**. Telephone toll records during this time frame confirmed 11 calls between **WATT's** second telephone, (321) 271-2122, and **MCCRAY's** telephone facility, (321) 369-8354. At approximately 3:40 p.m., agents saw **WATT** meet with **MCCRAY** near Mosswood Road, in Melbourne. They parked next to each other and, as usual, **WATT** got into **MCCRAY's** car. After a brief meeting, **WATT** and **MCCRAY** went their separate ways. After he left the meeting, a Melbourne Police Department (hereinafter referred to as "MPD") officer saw **MCCRAY** violate one of Florida's traffic laws, and attempted to stop **MCCRAY. MCCRAY** refused to stop and led the MPD officer on a chase. Eventually, **MCCRAY** stopped the car and fled on foot. As he was running from the police, the MPD officer saw **MCCRAY** throw cocaine on the ground, which was later recovered.

Eventually, MPD officers caught **MCCRAY** and arrested him for several state law violations. On his person, MPD officers recovered a cellular telephone with the telephone number (321) 369-8354 assigned to it. After his arrest, **MCCRAY** was advised of his *Miranda* rights, which he waived. Although **MCCRAY** admitted to possessing the cocaine, he refused to identify his source of supply. The MPD crime scene technicians collected approximately 241 grams of cocaine that **MCCRAY** had thrown to the ground. A field test was conducted and resulted in the positive indication for the presence of cocaine.

53. Later that day, on July 28, 2010, at approximately 4:12 p.m., an incoming call from **ROBAINA** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **ROBAINA** asked **WATT**, "What's today's date?" **WATT** replied, "That's what it is?" **ROBAINA** said, "Yeah." Based on my training, experience, and this investigation, I know that **ROBAINA** spoke in code over the telephone. Accordingly, I believe that when **ROBAINA** refereed to the date, **ROBAINA** actually asked **WATT** for 28 grams, or one ounce, of cocaine. I also believe that **WATT** understood **ROBAINA's** code. Later that evening, agents followed **WATT** from **WATT's residence** to **ROBAINA's residence,** where I believe that **WATT** provided **ROBAINA** with cocaine.

54. On July 29, 2010, an incoming telephone call to **SUBJECT TELEPHONE-1** from (321) 591-5885, a telephone facility that Samuel Jordan used, was intercepted. During the call, **WATT**, who, at that time was unaware that **MCCRAY** had been arrested, explained to Jordan that he had been trying to call **MCCRAY** all day and that it was unusual that **MCCRAY** would not answer

his telephone. Jordan told **WATT** that **MCCRAY** had been arrested. Jordan also said, "...one thing about him (referring to **MCCRAY**), no matter what he do, you (referring to **WATT**) ain't gotta worry. He's a real trooper..." Based on my training, experience, and this investigation, I believe that Jordan assured **WATT** that **MCCRAY** would not cooperate with the police against **WATT.**

55. Later, at approximately 7:50 p.m., an incoming telephone call from (321) 525-2150, a telephone facility that Jameica Carver used, to **SUBJECT TELEPHONE-1** was intercepted. During the call, **WATT** asked Carver what BJ's last name was. She said **MCCRAY**. **WATT** said, "Oh **MCCRAY**. Oh yeah, that's right." Carver then told **WATT** that the police had chased **MCCRAY** and eventually arrested him. She added that **MCCRAY** had been "set-up." **WATT** asked her what time **MCCRAY** had been arrested. Carver said "about 4:00 – 4:30." **WATT** replied, "For real?" I believe that at that moment **WATT** realized that **MCCRAY** had been arrested right after **WATT** had provided **MCCRAY** with cocaine. According to toll records, **WATT** stopped using his second telephone. Based on my training, experience, and this investigation, I know that drug traffickers use specific telephones to communicate with their co-conspirators and when one of those co-conspirators gets arrested (in this case **MCCRAY**), then the drug trafficker (in this case **WATT**) will "drop" or discontinue using that telephone in an effort to reduce the chance of being caught by law enforcement.

56. On July 29, 2010, in an effort to further confirm the drug trafficking relationship between **WATT** and **ROBAINA**, BCSO Agent Hupfer instructed the BCSO-CS to attempt to buy cocaine from **ROBAINA.** During a recorded

telephone call, **ROBAINA** offered to sell two ounces of cocaine to the BCSO-CS, but told the BCSO-CS that he first had to call his source of supply. Immediately after the call with the BCSO-CS, **ROBAINA** called **SUBJECT TELEPHONE-1.** During the call, **ROBAINA** asked **WATT**, "Is your grandfather 56 years old?" **WATT** did not understand and **ROBAINA** repeated, "Is your grandpa 56?" **WATT** replied, "Yeah, shit...he is older than that." **ROBAINA,** in an excited tone, said "Woo, wee. Alright! Where you at?" **ROBAINA** and **WATT** agreed to meet at **WATT's residence**. Based on my training and experience, and this investigation, I believe that **ROBAINA** used coded language to ask **WATT** if **WATT** could provide **ROBAINA** with 56 grams, or two ounces, of cocaine. Agents followed **ROBAINA** to **WATT's residence,** where I believe, based on my training, experience, and this investigation, **ROBAINA** obtained the cocaine from **WATT.**

57. A short time later, agents met the BCSO-CS at a predetermined location, where the BCSO-CS and his/her vehicle were searched for money, drugs, and contraband, but none were found. Agents provided the BCSO-CS with $1800 and a recording device. Agents followed the BCSO-CS from the predetermined location to the Dog's 'R Us Sports Grill parking lot, which is in Merritt Island. **ROBAINA** got into the BCSO-CS's vehicle and gave the BCSO-CS approximately 56 grams of cocaine, which was in two clear plastic baggies, in exchange for $1800. Following the deal, agents again followed the BCSO-CS to a predetermined location, where the BCSO-CS provided agents with the cocaine and recording device. Agents searched the BCSO-CS and his/her vehicle for

money, drugs, and contraband, but none were found. A field test of the substance that BCSO-CS purchased from **ROBAINA** indicated positive for the presence of cocaine.

58. On August 1, 2010, at approximately 1:06 p.m., an incoming call from **SUBJECT TELEPHONE-2** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **BROWN** said to **WATT**, "I need you man." **WATT** replied, "Oh yeah? What's going on?" **BROWN** continued to say, "Man, I need you." Based on previously intercepted calls when **BROWN** said, "I need you," I believe that **BROWN** told **WATT** that **BROWN** had negotiated a cocaine deal from a source of supply and needed **WATT** to partner with him in the deal.

59. At approximately 2:49 p.m., **WATT** left **WATT's residence** and drove to **BROWN's residence.** Approximately twenty minutes later, agents saw **WATT** and **BROWN** leave **BROWN's residence** and drive to Red Hannya Tattoos and Body Piercing shop, located at 13781 East Colonial Drive, Orlando. Agents had observed **WATT** and **BROWN** travel to this location numerous times during this investigation to meet with Collazo. At approximately 3:50 p.m., agents saw **WATT** and **BROWN** meet with Collazo in the parking lot of the tattoo shop, and then go inside the business. At approximately 4:37 p.m., agents saw **WATT** and **BROWN** leave the tattoo shop and drive to 807 Pine Point Lance, Orlando, Collazo's residence. Collazo arrived approximately 10 minutes later. Because agents were not able to find a covert position to conduct surveillance, they were not able to see if **WATT** and **BROWN** went into Collazo's residence or remain in the driveway. At approximately 5:18 p.m., **WATT** and **BROWN** left

Collazo's residence and drove back to **BROWN's residence.** **WATT** dropped **BROWN** off. One hour later, at approximately 6:27 p.m., **BROWN** left **BROWN's residence** and went to the **stash house** until 7:25 p.m. Based on my training, experience, and this investigation, I believe that **BROWN** and **WATT** obtained cocaine from Collazo. Based on previously intercepted calls, I also believe that **WATT** and **BROWN** obtained a kilogram of cocaine from Collazo. As usual, one of them, this time **BROWN,** took the cocaine to the **stash house** to process it. I believe that evidence, such as cutting agents, scales, baggies, and a press, are likely to be found at the **stash house.**

60. On August 6, 2010, at approximately 7:01 p.m., an incoming call from **RILEY** to **SUBJECT TELEPHONE-1** was intercepted. **RILEY** said, "...shit...um...two? Twenty minutes?" **WATT** replied, "Alright, but it be longer than twenty minutes though." **RILEY** said, "Just call me and let me know." Based on my training, experience, and this investigation, I believe that **RILEY** called **WATT** and ordered two ounces of cocaine. **WATT** agreed to provide the cocaine to **RILEY** in the near future.

61. On August 6, 2010, at approximately 10:03 p.m., a call from **ABELE** to **SUBJECT TELEPHONE-1** was intercepted. **ABELE** asked **WATT**, "How is things looking?" **WATT** replied, "Better than you." **ABELE** was happy with **WATT's** response and said, "Nice. Are you come see me in the morning?" **WATT** indicated that he would meet **ABELE** the following day. Based on my training, experience, and this investigation, I believe that **ABELE** ordered cocaine from **WATT,** and **WATT** agreed to provide cocaine to him the following day.

62. On August 7, 2010, at approximately, 1:23 p.m., **WATT** called **RILEY** and apologized for not calling **RILEY** the previous day. **WATT** made arrangements to meet **RILEY** to conduct the deal. At approximately 1:50 p.m., agents watched **WATT** and **WATT's** roommate, Marc Clenaghan, drive from **WATT's residence** and leave in **WATT's** car. The electronic tracking device attached to **WATT's** car showed that it traveled directly to **RILEY's residence**. At approximately 2:11 p.m., a call from **SUBJECT TELEPHONE-1** to **RILEY** was intercepted. This call occurred as **WATT** entered the apartment complex that contained **RILEY's residence.** When **RILEY** answered, **WATT** said, "You scared of the rain?" After approximately ten minutes, **WATT** and Clenaghan departed **RILEY's** complex and left the area. Based on my training and experience, I believe that **RILEY** ordered two ounces of cocaine from **WATT** on August 6, 2010, and **WATT** delivered the cocaine the following day. **WATT** called **RILEY** as he pulled into **RILEY's** complex, and asked, "You scared of the rain?" At the time this call occurred, it was raining heavily. I believe that this call signaled to **RILEY** to meet **WATT** in the parking lot and obtain cocaine.

63. While **WATT** was on the way to **RILEY's residence**, he received an incoming call from **ABELE** that was intercepted. During the call, **WATT** indicated that he was busy. **ABELE** said he needed **WATT** to call him as soon as possible. Ten minutes after that conversation, at approximately 2:07 p.m., **SUBJECT TELEPHONE-1** received a text message from **ABELE's** telephone facility that read, "Nina baby!!!" A second text message from **ABELE's** telephone to **SUBJECT TELEPHONE-1** read, "When can I see u? hurry daddy hurry."

After completing the transaction with **RILEY, WATT** returned to **WATT's residence** and sent a text message over **SUBJECT TELEPHONE-1** to **ABELE** at 4:07 p.m. that read, "Where u at." **ABELE** responded immediately with a text that read, "Home," which referred to **ABELE's residence.** At approximately 4:33 p.m., agents saw **WATT** leave **WATT's residence.** The electronic tracking device confirmed that **WATT** traveled directly to **ABELE's residence,** where it remained until approximately 5:17 p.m. Based on my training, experience, and this investigation, I believe that **ABELE's** text message, "Nina baby!!!" was an order for nine ounces, one-quarter of a kilogram, of cocaine from **WATT,** who subsequently delivered the cocaine to **ABELE.** **ABELE** has used the code "Nina" in previously intercepted telephone calls and this quantity of cocaine is consistent with the quantity that **WATT** provided to his other distributors, including to **MCCRAY** on July 28, 2010. As previously noted, I also believe that **WATT** stores cocaine at **WATT's residence** and delivers it to his distributors upon request.

64. On August 9, 2010, at approximately 1:39 p.m., **SUBJECT TELEPHONE-1** placed an intercepted outgoing call to **ABELE.** During the call, **ABELE** said, "You better than me still?" **WATT** replied, "No." **ABELE** said, "Not at all? A couple, a few, four?" **WATT** said, "Almost one." **ABELE** said, "Almost one? That's not going to do it." **WATT** replied, "You can make it one." **ABELE** said, "Ahh shit...that I could..." **WATT** then agreed to go to **ABELE's residence.** Based on my training, experience, and this investigation, I believed that **ABELE** asked **WATT** if he had any more cocaine, including "a couple, a few, four,"

meaning two, three, or four ounces of cocaine. **WATT** replied that he had less than one ounce, but that **ABELE** could add cut to it to make it weigh a full once. Although not satisfied, **ABELE** agreed to take the cocaine that **WATT** had. Once the call was completed, **WATT** drove directly to **ABELE's residence**. As previously mentioned, **ABELE's** residence does not afford agents a clear view without looking out of place so they were not able to see if **WATT** went inside **ABELE's residence** or if **ABELE** came out to meet him in the driveway. After a few minutes, **WATT** departed **ABELE's residence.**

65. Later that night, on August 9, 2010, at approximately 11:05 p.m., **SUBJECT TELEPHONE-1** received an intercepted incoming telephone call from **BROWN**. During the call **BROWN** said, "I want to chill wit my boy, dog." **WATT** replied. "We got somewhere to go?" **BROWN** replied, "Yeah, come on." A few minutes after this called ended, **SUBJECT TELEPHONE-2** sent a text message to **SUBJECT TELEPHONE-2** that read, "4." **SUBJECT TELEPHONE-1** responded, "K 10 min." Based on this call, agents believed that **BROWN** arranged for **WATT** and **BROWN** to obtain cocaine from one of their sources of supply. Based on my training, experience, and this investigation, I believe that the text message "4" was a reference to the **stash house,** where agents established surveillance. At approximately 11:28 p.m., agents saw **BROWN** park in front of the **stash house,** and **WATT** arrived a few minutes later. After a few minutes, **WATT** and **BROWN** exited the **stash house**, got into **WATT's** vehicle, and drove directly to Collazo's residence, where they arrived at approximately 12:20 a.m. Thirty minutes later, agents saw **WATT** and **BROWN** exit Collazo's

residence and leave the area. **WATT** and **BROWN** drove to 310 Country Lane, Cocoa, and park in the driveway for a few minutes. Agents were not able to see if they met with anyone in the driveway or if they were conducting counter-surveillance before heading to the **stash house**. Agents had not previously identified this address during this investigation and have not been able to determine the specific reason for their stop. At approximately 1:30 a.m., **WATT** and **BROWN** drove to the **stash house,** where they went inside. At approximately 3:05 a.m., agents followed **WATT** and **BROWN** back to their respective residences. Based on my training, experience, and this investigation, I believe that **WATT** and **BROWN** obtained a kilogram of cocaine from Collazo and brought it back to the **stash house** for processing. **WATT** and **BROWN** have been consistent with this pattern each time they obtained cocaine from the source of supply, whether the source was in Pompano Beach or in Orlando. I also believe that **WATT** does not leave his cocaine at the **stash house**, but takes it to **WATT's residence** until he distributes it.

66. On August 10, 2010, agents began intercepting communications over **SUBJECT TELEPHONE-2,** the telephone facility that **BROWN** used. Agents quickly learned that **BROWN** located an electronic tracker on his vehicle that law enforcement had previously installed and believed that he was the subject of an investigation.

67. On August 12, 2010, an outgoing text message from **SUBJECT TELEPHONE-2** to telephone number (321) 848-7418 read, "Ok, but im hot so when we meet u got 2 b clean im going to b at tonies house n ten mins." Based

on my training, experience, and this investigation, I believe that **BROWN** sent this text message to warn the recipient that law enforcement had **BROWN** under surveillance. **BROWN** instructed the recipient not to bring any guns or drugs with him or her when they met. PC

68. On August ~~29~~ 13, 2010, BCSO Agent Hupfer instructed the BCSO-CS to meet with **ROBAINA** and negotiate another cocaine transaction. The BCSO-CS made a telephone call to **ROBAINA** and arranged to meet him later that day in Merritt Island. At approximately 5:30 p.m., agents met the BCSO-CS at a predetermined location and searched him/her and his/her vehicle for money, drugs, and contraband, but none were found. Agents provided the BCSO-CS with a recording device. Agents followed the BCSO-CS to the meeting with **ROBAINA,** where the BCSO-CS asked **ROBAINA** for a quarter of a kilogram of cocaine. **ROBAINA** told the BCSO-CS that he would have to check with his source of supply, but assured the BCSO-CS that the cocaine was quality cocaine that could easily be converted into crack cocaine. Agents followed the BCSO-CS from the meeting to a predetermined location, where the BCSO-CS provided the recorder to agents. The BCSO-CS and his/her vehicle were again searched for money, drugs, and contraband, but none were found. Later that night, **ROBAINA** informed the BCSO-CS that his source of supply (referring to **WATT**) agreed to provide cocaine to **ROBAINA** so that he could sell it to the BCSO-CS. However, **ROBAINA's** source of supply would not provide more than 200 grams of cocaine. I believe that **WATT** is familiar with the Florida drug statutes and knows that the distribution of cocaine over 200 grams results in a seven year minimum

mandatory sentence and that under 200 grams is a three year minimum mandatory sentence. I also believe that **ROBAINA** and **WATT** needed to establish trust with the BCSO-CS before providing more cocaine.

69. On August 13, 2010, at approximately 11:38 p.m., an incoming call from **RILEY** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **RILEY** said, "Shit...two?" **WATT** responded, "I'm at a damn club man." **RILEY** asked, "Hey man, first thing in the morning?" **WATT** agreed to call **RILEY** in the morning. Based on my training, experience, and this investigation, I believe that **RILEY** called **WATT** and ordered two ounces of cocaine. **WATT** was unable to deliver it at that time, but agreed to conduct the transaction the following day.

70. On August 14, 2010, at approximately 11:08 a.m., **SUBJECT TELEPHONE-1** placed an outgoing call to **RILEY** that was intercepted. During the call, **WATT** said, "I'm getting ready to head over your way." **RILEY** said, "Alright. Two?" **WATT** said, "Yep." Based on this call, agents established surveillance of **WATT.** Agents observed **WATT** leave **WATT's residence** and travel to **RILEY's residence.** As **WATT** approached **RILEY's residence,** a telephone call from **SUBJECT TELPHONE-1** to **RILEY** was intercepted. During the call, **WATT** said, "I'm outside." **RILEY** replied, "Alright." Agents observed **RILEY** exit **RILEY's residence** and walk to **WATT's** car in the parking lot. **RILEY** entered the front passenger seat of **WATT's** car and met with **WATT** for a few minutes. **RILEY** then got out of **WATT's** car and walked back to **RILEY's residence,** and **WATT** left the area. Based on my training, experience, and this investigation, I believe that **WATT** delivered to two ounces of cocaine to **RILEY.**

71. On August 15, 2010, at approximately 3:23 p.m., an incoming call from **ABELE** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **ABELE** said, "Um...everything good?" **WATT** replied, "If I take this, that's it." **ABELE** said, "Alright, come on. My house...you run to my house." **WATT** asked, "Yeah...right away...or?" **ABELE** said, "I mean...he said...he's ready to go?" **WATT** said, "Alright." Approximately thirty minutes later, a call from **SUBJECT TELEPHONE-1** to **ABELE** was intercepted. During the call, **ABELE** asked, "You coming straight to me?" **WATT** replied, "Yeah." **ABELE** said, "Alright, I got to do a couple of things so come on...hurry." Based on these calls, agents established surveillance of **WATT.**

72. At approximately 4:01 p.m, agents watched **WATT** depart **WATT's residence** and drive to **ABELE's residence.** As **WATT** arrived, other agents saw Charlotte Losasso, **ABELE's** girlfriend, leave Milliken's Reef restaurant and followed her to **ABELE's residence.** At approximately 4:27 p.m., **WATT** left **ABELE's residence. ABELE** and Losasso left **ABELE's residence** and drove to the Clearlake Pines Apartments in Cocoa. **ABELE** and Losasso parked, but remained in their car. Agents observed a person, later identified as **HERMAN GIBSON**, walk to the passenger side of **ABELE's** and Losasso's car and talk with **ABELE** through the passenger side window. After several seconds, agents saw a person, later identified as James Smith, arrive in the parking lot. **GIBSON** motioned to Smith to park in a spot close to **ABELE** and Losasso. **GIBSON** walked to Smith and, as agents watched, hand Smith something. **GIBSON** then walked back to **ABELE's** and Losasso's car, where he got inside. After brief

meeting, **GIBSON** got out of **ABELE's** and Losasso's car and walked back to meet with Smith. Agents observed **GIBSON** hand something to Smith. Based on my training, experience, and this investigation, I believe that **GIBSON** acted as a "middle man" for a cocaine transaction. I also believe that **ABELE** and Losasso supplied **GIBSON** with cocaine, which **GIBSON** provided to Smith. In turn, I believe that Smith provided money to **GIBSON,** who provided the money to **ABELE** and Losasso. After the deal was completed, **ABELE** and Losasso departed the area. Agents maintained surveillance of Smith as he departed the complex and traveled south on Clearlake Road. A BCSO deputy sheriff in a marked police car saw Smith violate one of Florida's traffic laws and, at approximately 4:55 p.m., initiated a traffic stop. After a few minutes of talking, Smith pushed the deputy and attempted to flee on foot. Smith was quickly taken into custody and found to be in possession of 128 grams of cocaine in his pocket. Smith, who had state drug and firearms charges pending from an arrest in March 2010, was placed under arrest. Smith was previously convicted in the United States District Court for the Middle District of Florida, case number 6:97-cr-30-Orl-18GJK, for possession with the intent to distribute a mixture and substance containing a detectable amount of cocaine base, commonly referred to as "crack cocaine." Based on my training, experience, and this investigation, I believe that **WATT** delivered the cocaine that was eventually found on Smith. I also believe that 128 grams is an amount of cocaine that is a quantity that is consistent with distribution, and far more than what a user of the drug would typically have on his person.

73. On August 21, 2010, at approximately 12:20 p.m., an outgoing call from **SUBJECT TELEPHONE-2** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **BROWN** said, "You can change the world." **WATT** replied, "Yeah, if fucking someone answer my phone calls." **BROWN** said, "Yeah, nobody answer huh?" **BROWN** later said, "I'm at the football game. I'll probably go later." **WATT** said, "Alright." Based on my training, experience, and this investigation, I believe that **BROWN** informed **WATT** that he had arranged to obtain cocaine from one of his sources of supply. Based on previously intercepted telephone calls in this investigation, I believe that **WATT** and **BROWN** were out of cocaine waiting for one of their sources to re-supply them.

74. As soon as this call ended a text message from **SUBJECT TELEPHONE-2** to telephone number (407) 486-5599, previously identified as a telephone facility utilized by Omar Maldonado, was intercepted. The text read, "Yo." A return text was intercepted at approximately 12:22 p.m., that read, "What?.." Approximately thirty seconds later, **SUBJECT TELEPHONE-2** sent a message back that read, "U good still." At approximately 12:24 p.m., Maldonado's telephone sent a response to **SUBJECT TELEPHONE-2** that read, "YES." Based on my training and experience, and this investigation, I believe that **BROWN** was making sure that Maldonado was still in a position to provide cocaine and Maldonado indicated that he was.

75. At approximately 12:31 p.m., an outgoing call from **SUBJECT TELEPHONE-2** to **SUBJECT TELEPHONE-1** was intercepted. During the call, **BROWN** said, "I just talked with old girl. She say her daddy got

some...um...extra parts over there." **WATT** replied, "Oh, yeah?" **BROWN** said, "Yeah. So, we can come over there and check 'em out see if we wanna get some tonight." **WATT** went on to say, "Let me know when you wanna go." **BROWN** responded, "Alright, I'll hit you up." Based on this call, I believe that when **BROWN** said he had just talked with "old girl," he used coded language to refer to Maldonado. I also believe that **BROWN** was referred to cocaine when he said "extra parts."

76. At approximately 3:42 p.m., an outgoing text from **SUBJECT TELEPHONE-1** to **SUBJECT TELEPHONE-2** was intercepted. The text read, "U cant play football n da rain." **SUBJECT TELEPHONE-2** responded back with "U rite." At approximately 4:00 p.m., **SUBJECT TELEPHONE-1** replied, "Ready". At approximately 4:08 p.m., **SUBJECT TELEPHONE-2** replied, "Now im ready." Based on my training, experience, and this investigation, I believe that these text messages between **SUBJECT TELEPHONE-1** and **SUBJECT TELEPHONE-2** indicate that **WATT** and **BROWN** were ready to make their trip to obtain cocaine from Maldonado.

77. Based on these intercepted telephone conversations and related text messages, agents established surveillance of **WATT** and **BROWN** in anticipation of observing them travel together to meet with Maldonado at 8621 Brackenwood Drive, Orlando, Florida.

78. Agents followed **WATT** and **BROWN** as they drove in **WATT's** car to Maldonado's residence in Orlando, Florida. After waiting for approximately an hour and forty-five minutes, agents observed **WATT** and **BROWN** depart the

residence and drive back to Brevard County. As they crossed the county line, BCSO patrol units conducted a traffic stop of the car after a BCSO deputy saw **WATT** violate one of Florida's traffic laws. A canine dog, certified in the detection of narcotics, alerted to the dash board of the vehicle, where agents discovered a hidden compartment, behind a secret panel, containing approximately $10,000. Neither **WATT** nor **BROWN** claimed to know anything about the compartment or the money. Based on the calls, text messages, surveillance, and money found during the search of **WATT's** car, I believe that **WATT** and **BROWN** went to Maldonado's house with the intention of purchasing cocaine from him, but did not conduct the transaction and returned to Brevard County. I also believe the hidden compartment in **WATT's** car was used by **WATT** and **BROWN** in the past to conceal currency and cocaine.

79. Based on the foregoing, I have probable cause to believe that there is sufficient evidence to authorize the arrest of:

a. **CHARLES DAVID WATT;**

b. **LAVESTER BROWN;**

c. **KENNEDY HARRIS;**

d. **MARIO JESUS ROBAINA;**

e. **CHRISTOPHER ABELE;**

f. **RICARDO RILEY;**

g. **ROBERT MCCRAY JR.;**

h. **JOSHUA ARGO;** and

i. **HERMAN GIBSON;**

for the items described in Attachment G, attachments A through G are incorporated by reference herein.

Further your affiant sayeth naught.

Patrick J. Campbell
Special Agent
Drug Enforcement Administration

Subscribed and sworn to
before me this 25th day of
August, 2010

The Honorable David A. Baker
United States Magistrate Judge

for violating Title 21, United States Code, Section 846 and 841(b)(1)(A), conspiracy to possess with the intent to distribute and distribute 5 kilograms or more of a mixture and substance containing a detectable amount of cocaine hydrochloride.

80. I also believe that probable cause exists to search:

a. 3963 South Banana River Boulevard, Apartment #6, Cocoa Beach, Florida (hereinafter referred to as "**WATT's residence**"), which is more particularly described in Attachment A;

b. 306 Edinburgh Drive, Cocoa, Florida (hereinafter referred to as "**BROWN's residence**"), which is more particularly described in Attachment B;

c. 1618 Flowermound Lane, Apartment #4, Cocoa, Florida (hereinafter referred to as the "**stash house**"), which is more particularly described in Attachment C;

d. 127 Anchorage Lane, #8, Cape Canaveral, Florida (hereinafter referred to as "**ABELE's residence**"), which is more particularly described in Attachment D;

e. 171 Portside Avenue, #205, Cape Canaveral, Florida (hereinafter referred to as "**ROBAINA's residence**"), more particularly described in Attachment E; and

328 Autumn Circle, Cocoa, Florida, 32922 (hereinafter referred to as **RILEY's residence**), more particularly described in Attachment F;

ATTACHMENT A

(WATT's residence)

Description of Property to be Searched

The residence located at 3963 South Banana River Boulevard, #6, Cocoa Beach, Florida, 32931 is one of the units located in a two story, multi-unit complex. The structure is orange in color with tan trim. The residence has a tan front door with the number "6" affixed to the exterior wall to the right of the door. The front door faces east.

To reach the dwelling, one would begin at the intersection of N. Atlantic Avenue and State Road 520, Cocoa Beach, Florida. One would travel west on State Road 520 approximately one-tenth of a mile to the intersection of Belt Road. One would turn left (south) on Belt Road and immediately turn right (west) onto an unnamed access road. One would travel approximately one hundred yards to the intersection of S. Banana River Boulevard and turn left (south) and travel approximately one hundred yards to the address of 3963.

The property is recorded in the Brevard County Property Appraiser as Parcel Id: 24-37-34-CI-00046.0-0007.06

The unique address for the property/residence to be searched is hereby identified as 3963 S. Banana River Boulevard, #6, Cocoa Beach, Florida, 32931.

ATTACHMENT B

(BROWN's residence)

Description of Property to be Searched

The residence located at 306 Edinburgh Drive, Cocoa, Florida, 32922 is a single family dwelling that is orange in color, with maroon trim. The driveway is also orange in color with a white concrete mail box, bearing the number 306, at the base of the driveway. The front door of the residence faces west.

To reach the dwelling, one would begin at the intersection of State Road 520 and Fiske Boulevard, Cocoa, Florida. One would travel approximately three tenths of a mile to the intersection of School Street. One would turn right (east) on School Street and travel approximately one tenth of a mile to the intersection of Prospect Avenue. One would turn left (north) on Prospect Avenue and immediately turn right (east) on Eden Street. One would travel approximately one hundred yards on Eden Street to the intersection of Edinburgh Drive. One would turn left (north) on Edinburgh Drive and travel approximately one hundred feet to the address of "306".

The property is recorded in the Brevard County Property Appraiser as Parcel Id: 24-36-29-75-0000E.0-0016.00.

The unique address for the property/residence to be searched is hereby identified as 306 Edinburgh Drive, Cocoa, Florida, 32922.

ATTACHMENT C

(Stash House)

Description of Property to be Searched

The residence located at 1618 Flower Mound Lane, Apartment #4, Cocoa, Florida, 32922 is a single unit within Building 1618 of the Oak Meadows Apartment Complex in Cocoa, Florida. Building 1618, Unit #4 is located on the north side of Flower Mound Lane. The unit is a two-story, concrete structure, yellow in color with green trim. The front door of the unit faces south and the fourth door west of the eastern end of Building 1618. The number "4" is affixed to the exterior wall outside the front door.

To reach the dwelling, one would begin at the intersection of State Road 520 and Clearlake Road, Cocoa, Florida. One would travel north on Clearlake Road for approximately eight tenths of a mile to the intersection of Flower Mound Lane. One would turn left (west) into the Oak Meadows Apartment complex. One would travel approximately one tenth of a mile to Building "1618".

The Oak Meadows Apartment complex property is recorded in the Brevard County Property Appraiser as Parcel Id: 24-36-30-00-00010.0-0000.00.

The unique address for the property/residence to be searched is hereby identified as1618 Flower Mound Lane, Apartment #4, Cocoa, Florida, 32922.

ATTACHMENT D

(ABELE's residence)

Description of Property to be Searched

The residence located at 127 Anchorage Avenue, Unit 8, Cape Canaveral, Florida, 32920 is a two-story, multi-unit building marked with the number "127" on the center of the building with the number "8" affixed to the wall outside the front door. The residence is located within the Sea Spray townhomes complex. The structure is a concrete building, yellow in color, with brown trim. The front door faces north and the premises has a single vehicle garage.

To reach the dwelling, one would begin at the intersection of N. Atlantic Avenue and Central Boulevard, Cape Canaveral, Florida. One would travel north on N. Atlantic Boulevard approximately two tenths of a mile to the intersection of Anchorage Avenue. One would turn left (west) in to the Sea Spray townhomes complex. One would travel approximately one hundred yards to Building "127". The eighth unit west of the east end of the building is marked with the number "8".

The Oak Meadows Apartment complex property is recorded in the Brevard County Property Appraiser as Parcel Id: 24-37-14-28-00000.0-000A.50.

The unique address for the property/residence to be searched is hereby identified as 127 Anchorage Avenue, Unit 8, Cape Canaveral, Florida, 32920.

ATTACHMENT E

(ROBAINA's residence)

Description of Property to be Searched

The residence located at 127 Anchorage Avenue, Unit 8, Cape Canaveral, Florida, 32920 is a multi-unit, two-story, concrete structure marked with the number "171" in the Portside Villas condominium complex. The building is gray in color with blue trim and has the numbers "205", in blue, affixed to the front door, which faces north.

To reach the dwelling, one would begin at the intersection of N. Atlantic Avenue and Central Boulevard, Cape Canaveral, Florida. One would travel north on N. Atlantic Boulevard approximately three tenths of a mile to the intersection of Portside Avenue. One would turn left (west) into the Portside Villas Complex. One would travel approximately two tenths of a mile to the building marked "171".

The Oak Meadows Apartment complex property is recorded in the Brevard County Property Appraiser as Parcel Id: 24-37-14-27-00000.0-000A.63.

The unique address for the property/residence to be searched is hereby identified as 127 Anchorage Avenue, Unit 8, Cape Canaveral, Florida, 32920.

ATTACHMENT F

(RILEY's residence)

Description of Property to be Searched

The residence located at 328 Autumn Circle, Cocoa, Florida, 32922 is a unit within a single-story apartment building that contains six separate units and is located in the first building on the west side of Autumn Circle. The exterior of the building is pink in color with a grey shingle roof. The residence is the third unit from the south of the building and is clearly marked with the numbers "328" on the front of the unit.

To reach the dwelling one would start at U.S. Highway 1 and Highway 528, Cocoa, and travel south approximately eight tenths (.8) of a mile to the intersection of U.S. Highway 1 and Michigan Avenue, Cocoa. One would then turn west on Michigan Avenue and travel approximately two tenths (.2) of a mile to the intersection of Michigan Avenue and Cocoa Lakes Drive, Cocoa. One would turn south on Cocoa Lakes Drive and travel approximately one tenth (.1) of a mile to the intersection of Cocoa Lakes Drive and St. Clair Drive, Cocoa. One would travel approximately 500 feet and turn south onto Autumn Circle. The residence is located in the first building on the west side of Autumn Circle.

The unique address for the property/residence to be searched is hereby identified as 328 Autumn Circle, Cocoa, Florida, 32922.