

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

*** CRIMINAL DOCKET NO. 09-370**

v.

*** SECTION: "F" (3)**

ROBERT LEE

a/k/a Raazaan Muhammed

*** * ***

FACTUAL BASIS

The above-named defendant, **ROBERT LEE, a/k/a Raazaan Muhammed**, has agreed to plead guilty as charged to Counts One and Two of the Indictment now pending against him. Should this matter have proceeded to trial, the United States of America would have proven beyond a reasonable doubt, through the introduction of relevant, competent, and admissible testimonial, physical and demonstrative evidence, the following facts to support the allegation against the defendant, **ROBERT LEE ("LEE")**:

Unless stated otherwise, all of the facts set forth herein occurred within the Eastern District of Louisiana.

A reliable confidential informant (C/I) informed Tangipahoa Parish Sheriff's deputies and the Drug Enforcement Administration (DEA) that **LEE** was a distributor of cocaine hydrochloride

in the Tangipahoa Parish area. On or about October 27, 2009, in the presence of deputies, the C/I made a consensual recorded phone call to **LEE** at (504) 723-2358 to arrange for the purchase of nine ounces of cocaine hydrochloride.

On or about October 31, 2009, the C/I made two additional consensual recorded phone calls to **LEE** to confirm the sale of the nine ounces of cocaine hydrochloride. During the first call, **LEE** told the C/I, "It's gonna be eleven-fifty," meaning that the price of the cocaine was \$11,500.00. During the second phone call, which took place at approximately 11:19 a.m., **LEE** told the C/I, "All I could get was nine of them pocket shrimp," meaning that he had nine ounces of cocaine for sale. **LEE** told the C/I that he was about to get on the Causeway Bridge headed toward the C/I to deliver the cocaine to him.

After the phone call, agents immediately set up surveillance on Interstate 12 near Robert, Louisiana. The C/I informed the agents that **LEE** was driving a new model blue-gray Nissan Sentra with Tennessee license plates. At approximately 12:00 p.m., agents observed a vehicle matching that description traveling west on Interstate 12. Agents followed the vehicle as it exited the interstate at the Airport exit and turned onto the Interstate 12 East service road near Hammond, Louisiana. After observing **LEE** cross over the center line into the opposite lane while in a curve, a deputy conducted a traffic stop of **LEE's** vehicle. After approaching the vehicle and observing **LEE** behave nervously, the deputy asked **LEE** to step out of the vehicle. The deputy conducted a pat down of **LEE** and felt a large bulge in the exterior pocket of **LEE's** jacket. The deputy asked **LEE** what was in his pocket and **LEE** quickly reached towards the pocket. The deputy reached into the pocket and retrieved a clear plastic bag which contained a quantity of cocaine hydrochloride. The deputy then arrested **LEE**.

Agents advised **LEE** of his Miranda rights and **LEE** agreed to answer questions. When asked if there was any more cocaine in the vehicle, **LEE** told the agents that there were a few bags of cocaine in the center area of the dash. Agents then recovered more cocaine hydrochloride from that area of the vehicle. **LEE** then told the agents that he received the cocaine from an individual in New Orleans and that he was delivering it to an individual he identified as "G". **LEE** also told the agents that he had been delivering approximately nine ounces of cocaine hydrochloride to "G" approximately once a month for the past five or six months.

The drugs were then analyzed at the DEA Laboratory by Forensic Chemist Ted L. Chapman. The drugs tested positive for the presence of cocaine hydrochloride and had a net weight of 262.4 grams.

For sentencing purposes, the Government and defendant, **LEE**, agree that **LEE** should be held responsible for at least 500 grams but not more than 2 kilograms of cocaine hydrochloride which he distributed during the course of the conspiracy.

ANDRE' JONES (Date)
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ROBERT LEE (Date)
Defendant

