

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon.
	:	
v.	:	
	:	
TORIEN BROOKS,	:	
a/k/a "T-Bird,"	:	Criminal No. 10-
a/k/a "B.G.,"	:	
a/k/a "Reek Boy,"	:	
HALEEK STATE,	:	18 U.S.C. § 924(c)
a/k/a "H.O.,"	:	18 U.S.C. § 1959(a)(1)
LARRY MAYO,	:	18 U.S.C. § 1959(a)(5)
a/k/a "Little Dark Angel,"	:	18 U.S.C. § 2
a/k/a "D.A.," and	:	
JOHN BENNING,	:	
a/k/a "Hood"	:	
	:	

INDICTMENT

The Grand Jury in and for the District of New Jersey,
sitting at Newark, charges:

COUNT ONE

(Conspiracy to Commit Murder and Kidnapping)

1. At all times relevant to this Indictment:

a. In the early 1970s, a street gang was formed in Los Angeles, California called the Bloods. As time passed, the Bloods spread to areas surrounding Los Angeles and other locations, and broke into units or sub-groups, each identified or affiliated with a certain street, neighborhood or area.

b. During the early 1970s, an individual unit, or "set," of the Bloods, called the Fruit Town Brims, "FTB" or "Brim" (hereinafter "Fruit Town Brims Set") was established in Los Angeles. In the early 1990s, the Fruit Town Brims Set became

established in New Jersey through the efforts of V.Y.

c. The Fruit Town Brims Set has followed and continues to follow many of the same traditions and protocols of the West-Coast Bloods including:

i. An identification with the color red, which appears prominently in clothing, hats and bandanas worn by Bloods members;

ii. Tattoos signifying membership in the Fruit Town Brims Set and the Bloods;

iii. A long-term and often lethal rivalry with the Crips gang, whose signature color is blue;

iv. Use of a system of codes and hand signals to communicate with each other and to signify association with the Bloods or a set of the Bloods; and

v. Use of a system of rules and regulations which govern the Bloods, its membership, and entry into the Bloods. These regulations establish a hierarchical membership structure, from senior rank to junior rank, such as "OOOG" (Triple OG; "OG" is short for "Original Gangster"); "OOG" (Double OG); "OG"; "Baby OG;" captains; five-star generals; lieutenants; sergeants; and individual members, who are called soldiers or "Brims."

vi. The rules governing entry into the Bloods sometimes require those seeking membership to commit acts of violence against another person, or to be beaten or "jumped

in" by one or more fellow Bloods members. Bloods members are also at times beaten by fellow members as a form of punishment for violating the rules of the set; and

vii. The rules governing the Bloods also establish penalties for those who violate them and/or "disrespect" higher ranking members of the Bloods. Such penalties can include being stripped of status within the Bloods, being placed on probationary status within the Bloods, and/or being labeled "food." All members of the Bloods are directed to attack violently or kill any person labeled as "food."

d. The criminal activity of the Fruit Town Brims Set also includes retaliation against persons who "disrespect" Bloods members in general or the set itself, or who threaten or who are perceived to pose a threat to the gang's authority, power, or control of a neighborhood, as well as the physical disciplining of members and associates who undermine or who are perceived to undermine the power and authority of the enterprise and its members. On occasion, other Bloods members and associates joined together with the Fruit Town Brims Set to engage in criminal conduct.

e. At all times relevant to this Indictment, the defendants TORIEN BROOKS, a/k/a "T Bird," a/k/a "B.G.," a/k/a "Reek Boy," HALEEK STATE, a/k/a "H.O.," LARRY MAYO, a/k/a "Little Dark Angel," a/k/a "D.A.," and JOHN BENNING, a/k/a "Hood," together with other persons, known and unknown, were leaders,

members and associates of the criminal organization that was known and referred to as the Fruit Town Brims Set of the Bloods street gang. The Fruit Town Brims Set constituted an enterprise, as defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact that was engaged in, and the activities of which affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving its objectives.

Purposes of the Enterprise

2. At all times relevant to this Indictment, the purposes of the Fruit Town Brims Set enterprise included the following:

a. enriching the members and associates of the enterprise, including those who were in prison, through acts in violation of the laws of the United States and the State of New Jersey involving, but not limited to, murder, aggravated assault with a deadly weapon, robbery, threats of violence, and trafficking in controlled substances;

b. preserving and protecting the power and influence of the enterprise, and its members and associates, both in and out of prison, through the use of acts in violation of the laws of the United States and the State of New Jersey involving, but not limited to, murder, aggravated assault with a deadly weapon, robbery, threats of violence, and trafficking in

controlled substances; and

c. promoting and enhancing the enterprise and its members' and associates' activities, both in and out of prison, as well as the Bloods street gang in general.

3. At various times relevant to this Indictment:

a. Members and associates of the enterprise used violence, including, but not limited to, acts involving murder and aggravated assault with a deadly weapon, to avenge injuries or perceived slights against other members and associates of the Fruit Town Brims Set, to discipline enterprise members and associates who violated the Fruit Town Brims Set's rules and codes, to punish enterprise members and associates who had fallen into disfavor, to punish enterprise members and associates who had been disloyal, to retaliate against rival gangs, including rival Bloods sets, and to silence enterprise members and associates who were perceived to be cooperating with law enforcement against members and associates of the Fruit Town Brims Set;

b. Participation in criminal activity by a member, particularly violent acts directed at rival gangs or as directed by the gang leadership, increased the respect accorded to that member, resulted in that member's maintaining or increasing his position in the gang, and could have resulted in a promotion to a leadership position;

c. Members of the Fruit Town Brims Set were

specifically directed to carry firearms, and in fact carried firearms, in order to protect themselves and to threaten others in furtherance of the interests of the criminal enterprise; and

d. Fruit Town Brims members met on a regular basis to, among other things, report on business related to the gang, such as acts of violence, the disciplining of members, the reinforcement of gang rules, the collection of dues, the identification of those believed to be cooperating with law enforcement, law enforcement activity and the bailing out of those who had been arrested.

4. The Fruit Town Brims Set, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), namely:

i. acts involving robbery and murder under the laws of the State of New Jersey; and

ii. narcotics distribution and conspiracy to commit narcotics distribution, in violation of Title 21, United States Code, Sections 841(a) and (b)(1), and 846.

Roles of the Defendants

5. At all times relevant to this Indictment:

a. defendants TORIEN BROOKS, a/k/a "T Bird," a/k/a "B.G.," a/k/a "Reek Boy," and HALEAK STATE, a/k/a "H.O.," held a "status position" in the Fruit Town Brims Set, and were responsible for furthering the affairs of the enterprise; and

b. defendants LARRY MAYO, a/k/a "Little Dark Angel," a/k/a "D.A." and JOHN BENNING, a/k/a "Hood," were members or associates of the Fruit Town Brims Set, and under the direction of its leadership.

6. On or about April 11, 2005, in Paterson, in the District of New Jersey and elsewhere, defendants

TORIEN BROOKS,
a/k/a "T-Bird,"
a/k/a "B.G.,"
a/k/a "Reek Boy,"
HALEEK STATE,
a/k/a "H.O.,"
LARRY MAYO,
a/k/a "Little Dark Angel,"
a/k/a "D.A.," and
JOHN BENNING,
a/k/a "Hood"

for the purpose of gaining entrance to and maintaining and increasing position in the Fruit Town Brims Set, an enterprise engaged in racketeering activity, did knowingly conspire and agree with each other and others to murder another person, M.M., and kidnap another person, M.M., contrary to N.J.S.A. Sections 2C:5-2, 2C:2-6, 2C:13-1b(1) to (3), and 2C:11-3(a)(1) & (2).

In violation of Title 18, United States Code, Section
1959(a) (5) .

COUNT TWO

(Kidnapping of M.M.)

1. Paragraphs 1 through 5 of Count One are hereby realleged and incorporated by reference as though set forth fully herein.

2. On or about April 11, 2005 in Paterson, in the District of New Jersey and elsewhere, defendants

TORIEN BROOKS,
a/k/a "T-Bird,"
a/k/a "B.G.,"
a/k/a "Reek Boy,"
HALEEK STATE,
a/k/a "H.O.,"
LARRY MAYO,
a/k/a "Little Dark Angel,"
a/k/a "D.A.," and
JOHN BENNING,
a/k/a "Hood"

for the purpose of gaining entrance to and maintaining and increasing position in the Fruit Town Brims Set, an enterprise engaged in racketeering activity, did knowingly and intentionally kidnap M.M., contrary to N.J.S.A. Sections 2C:2-6 and N.J.S.A. 2C:13-1b(1) to (3), and did knowingly and willfully aid, abet, counsel and induce another in the commission of this offense.

In violation of Title 18, United States Code, Section 1959(a)(1) and Section 2.

COUNT THREE

(Possession, Use and Carrying of a Firearm for Violent Crime)

On or about April 11, 2005, in Paterson, in the
District of New Jersey and elsewhere, defendants

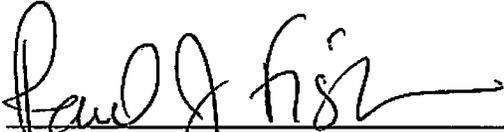
TORIEN BROOKS,
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during and in relation to a crime of violence, specifically the
Kidnapping of M.M. alleged in Count Two, for which the defendants
could be prosecuted in a Court of the United States, did
knowingly use, possess and carry two firearms, which were both
brandished, in furtherance of that crime and did knowingly and
willfully aid, abet, counsel and induce another in the commission
of this offense.

In violation of Title 18, United States Code, Sections
924(c) (1) (A) (ii) and Section 2.

A TRUE BILL

FOREPERSON



PAUL J. FISHMAN
UNITED STATES ATTORNEY

CASE NUMBER: _____

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

TORIEN BROOKS,
HALEEK STATE,
LARRY MAYO,
and
JOHN BENNING

INDICTMENT FOR

18 U.S.C. §§ 924(c), 1959(a)(1), 1959(a)(5) & 2

A True Bill,

Foreperson

Paul J. Fishman
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NEWARK, NEW JERSEY

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