

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. _____
v. :
JEVON LEWIS, :
a/k/a "V," :
a/k/a "Cool V," :
a/k/a "Von," :
AHMED JUDGE, :
a/k/a "Edy," :
a/k/a "Bleek," :
DENNIS RODRIGUEZ, :
a/k/a "Pipo," :
FRANCISCO MORALES, :
a/k/a "Chucho," :
RUBEN LOZADA, :
a/k/a "Umbi," :
MACK JONES, :
a/k/a "Bear," and :
MARK DAVIS, :
a/k/a "Andos," : 21 U.S.C. §§ 846 & 848(e);
a/k/a "Dos" : 18 U.S.C. §§ 922(g)(1) & 2

I N D I C T M E N T

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

COUNT 1

From in or about 1993, to on or about March 8, 2003, in
Camden County, in the District of New Jersey, and elsewhere, the
defendants

JEVON LEWIS,
a/k/a "V,"
a/k/a "Cool V,"
a/k/a "Von,"

AHMED JUDGE,
a/k/a "Edy,"
a/k/a "Bleek,"
DENNIS RODRIGUEZ,
a/k/a "Pipo,"
FRANCISCO MORALES,
a/k/a "Chucho,"
RUBEN LOZADA,
a/k/a "Umbi,"
MACK JONES,
a/k/a "Bear,"
and
MARK DAVIS,
a/k/a "Andos,"
a/k/a "Dos,"

did knowingly and intentionally conspire and agree with one another and with others, including Raymond Morales, to distribute and to possess with intent to distribute 5 kilograms or more of cocaine, and 50 grams or more of cocaine base, that is, crack cocaine, Schedule II narcotic drug controlled substances, contrary to the provisions of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

In violation of Title 21, United States Code, Section 846.

COUNT 2

1. During the period from in or about 1993 to on or about March 8, 2003, a continuing criminal enterprise ("the Continuing Criminal Enterprise"), as defined by Title 21, United States Code, Section 848(c), existed, in that Raymond Morales repeatedly distributed substantial quantities of cocaine, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Section 841, which violations were part of a continuing series of violations undertaken by Raymond Morales in concert with at least five other persons with respect to whom Raymond Morales occupied a position of organizer, a supervisory position, and a position of management. From these continuing series of violations, Raymond Morales obtained substantial income and resources.

2. On or about October 4, 2001, in Camden County, in the District of New Jersey, and elsewhere, the defendants,

JEVON LEWIS,
a/k/a "V,"
a/k/a "Cool V,"
a/k/a "Von,"
and
AHMED JUDGE,
a/k/a "Edy,"
a/k/a "Bleek,"

while (a) engaging in the Continuing Criminal Enterprise, (b) working in furtherance of the Continuing Criminal Enterprise, and (c) engaging in an offense punishable under Title 21, United States Code, Section 841(b)(1)(A), namely, a conspiracy to

distribute and to possess with intent to distribute 5 kilograms or more of cocaine and 50 grams or more of cocaine base, that is, crack cocaine, Schedule II narcotic drug controlled substances, as charged in Count One of this Indictment, did knowingly and intentionally kill and counsel, command, induce, procure, and cause the intentional killing of another person, that is, Kenneth Fussell, a/k/a "Chris," and such killing did result.

In violation of Title 21, United States Code, Section 848(e)(1)(A), and Title 18, United States Code, Section 2.

COUNT 3

1. On or about May 6, 1994, the defendant AHMED JUDGE a/k/a "Edy," a/k/a "Bleek," was convicted in the Superior Court of New Jersey, Law Division, Camden County, New Jersey, Accusation No. A-799-03-94, of a crime punishable by imprisonment for a term exceeding one year.

2. On or about October 4, 2001, at Camden, in the District of New Jersey, and elsewhere, the defendant

AHMED JUDGE,
a/k/a "Edy,"
a/k/a "Bleek,"

having been convicted of a crime punishable by imprisonment for a term exceeding one year as set forth herein, did knowingly possess in and affecting commerce a loaded .380 caliber, Davis Industries model P-380 semiautomatic pistol, serial number AP491077.

In violation of Title 18, United States Code, Sections 922(g)(1) and 2.

NOTICE OF SPECIAL FINDINGS

I. THE GRAND JURY FURTHER FINDS AS TO COUNT TWO:

Pursuant to the provisions of Title 21, United States Code, Sections 848, the following factors exist regarding defendant AHMED JUDGE's commission of the offense charged in Count Two, the allegations of which are hereby realleged as if set forth herein and incorporated by reference:

A. The defendant AHMED JUDGE was 18 years of age or more at the time of the offense (Title 21, United States Code, Section 848(l)).

B. The defendant AHMED JUDGE:

1. intentionally killed Kenneth Fussell, a/k/a "Chris" (Title 21, United States Code, Section 848(n)(1)(A));

2. intentionally inflicted serious bodily injury that resulted in the death of Kenneth Fussell, a/k/a "Chris" (Title 21, United States Code, Section 848(n)(1)(B));

3. intentionally engaged in conduct intending that Kenneth Fussell, a/k/a "Chris," be killed or that lethal force be employed against Kenneth Fussell, which resulted in the death of Kenneth Fussell (Title 21, United States Code, Section 848(n)(1)(C)); and

4. intentionally engaged in conduct which (i) the defendant knew would create a grave risk of death to a person,

other than one of the participants in the offense, and (ii) resulted in the death of Kenneth Fussell, a/k/a "Chris" (Title 21, United States Code, Section 848(n)(1)(D)).

C. The defendant AHMED JUDGE:

1. committed the offense charged in Count Two as consideration for the receipt, and in the expectation of the receipt, of something of pecuniary value (Title 21, United States Code, Section 848(n)(7); and

2. committed the offense charged in Count Two after substantial planning and premeditation (Title 21, United States Code, Section 848(n)(8)).

II. THE GRAND JURY FURTHER FINDS AS TO COUNT TWO:

Pursuant to the provisions of Title 21, United States Code, Section 848, the following factors exist regarding defendant JEVON LEWIS's commission of the offense charged in Count Two, the allegations of which are hereby realleged as if set forth herein and incorporated by reference:

A. The defendant JEVON LEWIS was 18 years of age or more at the time of the offense (Title 21, United States Code, Section 848(l)).

B. The defendant JEVON LEWIS:

1. intentionally engaged in conduct intending that Kenneth Fussell, a/k/a "Chris," be killed or that lethal force be employed against Kenneth Fussell, which resulted in the death of

Kenneth Fussell (Title 21, United States Code, Section 848(n)(1)(C)); and

2. intentionally engaged in conduct which (i) the defendant knew would create a grave risk of death to a person, other than one of the participants in the offense, and (ii) resulted in the death of Kenneth Fussell, a/k/a "Chris" (Title 21, United States Code, Section 848(n)(1)(D)).

C. The defendant JEVON LEWIS:

1. procured the commission of the offense charged in Count Two by payment, or promise of payment, of anything of pecuniary value (Title 21, United States Code, Section 848(n)(6));

2. committed the offense charged in Count Two as consideration for the receipt, and in the expectation of the receipt, of something of pecuniary value (Title 21, United States Code, Section 848(n)(7); and

3. committed the offense charged in Count Two after substantial planning and premeditation (Title 21, United States Code, Section 848(n)(8)).

A TRUE BILL

FOREPERSON

CHRISTOPHER J. CHRISTIE
United States Attorney