

**United States District Court
District of New Jersey**

ORIGINAL FILED
JUN 11 2007
MADELINE COX ARLEO
U.S. MAG. JUDGE

UNITED STATES OF AMERICA : CRIMINAL COMPLAINT

v. :

DAVID MCCLEAVE, a/k/a "Boochie" : Magistrate No. 07-8073

I, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about April 25, 2007, in the District of New Jersey and elsewhere, defendant DAVID MCCLEAVE, a/k/a "Boochie," did

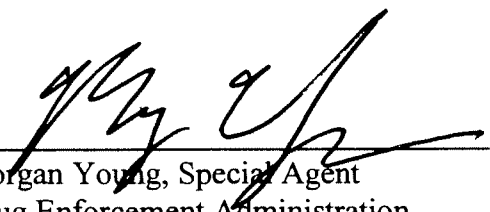
SEE ATTACHMENT A

in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2 .

I further state that I am a Special Agent for the Drug Enforcement Administration and that this complaint is based on the following facts:

SEE ATTACHMENT B

Continued on the attached page and made a part hereof.


Morgan Young, Special Agent
Drug Enforcement Administration

Sworn to before me and subscribed in my presence,

June 11, 2007

Date

Newark, New Jersey

City and State


HON. MADELINE COX ARLEO
United States Magistrate Judge

ATTACHMENT A

On or about April 25, 2007, at Newark, in the District of New Jersey and elsewhere, defendant DAVID MCCLEAVE, a.k.a. "Boochie," did knowingly and intentionally distribute a mixture or substance containing a detectable amount of heroin in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18, United States Code, Section 2.

ATTACHMENT B

I, Morgan Young, am a Special Agent with the Drug Enforcement Administration and have been involved with this long term investigation of the 9-3 set of the Bloods street gang operating in parts of Newark, New Jersey. I am familiar with the facts set forth herein through my personal participation in the investigation and through oral and written reports from other federal agents and law enforcement officers. Where statements of others are related herein, they are related in substance and part. Since this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

April 25, 2007, Sale of 2 Bricks of Heroin

1. On or about April 25, 2007, a cooperating witness ("CW") went to 515 S. 14th Street, Newark, New Jersey with the intention of purchasing heroin from defendant DAVID MCCLEAVE, a/k/a "Boochie." The CW knows this location to be a heroin stash house.
2. At approximately 3:17 p.m., CW arrived at 515 S. 14th Street, Newark, New Jersey and met with defendant DAVID MCCLEAVE, a/k/a "Boochie." Defendant MCCLEAVE directed the CW to walk with him to the corner of S. 13th Street and 15th Avenue where MCCLEAVE met two other unindicted individuals. The CW handed defendant MCCLEAVE \$470 in cash (\$235 per "brick") and defendant MCCLEAVE handed the CW two "bricks" of heroin that defendant MCCLEAVE just received from one of the two individuals at the corner. A "brick" of heroin is a street term for 50 individual packets or "decks" of heroin.
3. The CW provided the purchased heroin to members of the DEA immediately after the purchase. A laboratory test confirmed the presence of heroin and a net weight of approximately 3.7 grams