



Department of Justice

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FOR IMMEDIATE RELEASE

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February 8, 2011

[Plattsburgh, New York]—United States Attorney Richard S. Hartunian announced the sentencing of TIMOTHY J. FLEURY in a significant drug prosecution. United States District Court Judge Gary L. Sharpe sentenced FLEURY yesterday in Albany to ten years and one month (121 months) in prison, to be followed by four years on supervised release. FLEURY was remanded into custody immediately after sentencing to commence service of his sentence.

FLEURY, age 28, of Westville, in Franklin County, New York, was convicted following a four day jury trial in September 2010 on all three charges against him: Conspiracy to Possess with Intent to Distribute Marijuana in violation of Title 21, United States Code, Section 846 (Count 1), Possession with Intent to Distribute Marijuana in violation of Title 21, United States Code, Section 841(a) (Count 2), and Attempted Possession with Intent to Distribute Marijuana in violation of Title 21, United States Code, Section 846 (Count 3).

FLEURY's conviction on Count 1 stemmed from his participation in a drug trafficking conspiracy led by William Dunn from June 2004 to October 2005. The Dunn organization was responsible for smuggling thousands of pounds of marijuana from Canada into the Northern District of New York and distributing to customers throughout the Eastern United States. FLEURY acted as one of the organization's principal smugglers, personally transporting hundreds of pounds of marijuana across the international boundary, on foot, all terrain vehicle (ATV), and snowmobile.

Count 2 related to an incident that occurred on May 5, 2008, in which FLEURY led members of the United States Border Patrol on a high-speed pursuit along the international border and into

ATV trails near Constable, New York. During the pursuit, FLEURY was wounded but has since recovered. The pursuit resulted in the seizure of seven large hockey-style bags filled with approximately 300 pounds of high-grade Canadian marijuana.

Count 3 arose out of a Drug Enforcement Administration (DEA) undercover operation in which FLEURY attempted to broker a drug transaction on behalf of co-defendant Jerry Friedlander. On September 7, 2007, FLEURY and Friedlander met with undercover DEA agents at a restaurant in Plattsburgh, New York and attempted to purchase fifty pounds of marijuana from the undercover agents. Law enforcement officers subsequently seized \$123,000 from Friedlander's vehicle.

On August 25, 2010, co-defendant Jerry Friedlander pled guilty to Count 3, on which he faces a maximum penalty of up to five (5) years imprisonment, a \$250,000 fine, or both, and a period of at least two years supervised release up to life to follow any term of imprisonment. Sentencing is scheduled for February 14, 2011, at 10:00 a.m. in Albany.

The conviction of FLEURY was the result of a joint investigation by the DEA, the New York State Police, the Plattsburgh Police Department, the United States Border Patrol, the Franklin County District Attorney's Office, the Franklin County Narcotics Task Force, the Clinton County Sheriff's Department, and the New York State Department of Environmental Conservation. The case was prosecuted by Assistant U.S. Attorney Daniel C. Gardner.

United States Attorney Hartunian stated: "This case demonstrates the positive results that are being achieved through close cooperation between federal, state and local law enforcement in the North Country, and it represents a significant victory in the ongoing fight to stem the flow of illegal drugs into our country."

Inquiries may be directed to Assistant U.S. Attorney Daniel C. Gardner at (518) 314-7800, or Deputy Criminal Chief AUSA William C. Pericak at (518) 431-0247.