

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA :

- v. - :

LEONIDES SIERRA, :

a/k/a "Junito," :

a/k/a "Junior," :

RICHARD GONZALEZ, :

a/k/a "Webb," :

a/k/a "Webb Killa," :

CARLOS URENA :

a/k/a "Salcedo," :

a/k/a "White Boy," :

EDWIN CIRIACO, :

a/k/a "Machete," :

a/k/a "Bobie," :

ANIBAL RAMOS, :

a/k/a "Moreno," :

ALFRED LAFORD, :

a/k/a "Sony," :

ANTONIO PENA, :

a/k/a "La Percha," :

JULIO BRITO, :

a/k/a "Fresh," :

FELIX LOPEZ-CABRERA, :

a/k/a "Suztancia," :

CARLOS LOPEZ, :

a/k/a "Carlito," :

NOEL ACOSTA-DISLA, :

a/k/a "Fugitivo," :

TOMAS CASTILLO, :

a/k/a "Chobolo," :

a/k/a "Chobolito," :

LUIS BELTRAN, :

a/k/a "Guailey," :

MIGUEL STRONG, :

a/k/a "Kiki," :

JUAN FRANCO, :

a/k/a "Juan Carlos," :

LIMET VASQUEZ, :

a/k/a "Blood," :

ALEJANDRO SORIANO, :

LENIN MOREL, :

a/k/a "Lenny," :

a/k/a "Cibao," :

SEALED

SUPERSEDING

INDICTMENT

S4 11 Cr. 1032 (PAE)

RAMON LIZARDI,	
a/k/a "Trencita,"	:
LEWIS SANTOS,	
a/k/a "Revolution,"	:
MIGUEL DELANCE,	
a/k/a "Master Flava,"	:
MARIA MEJIA,	
JOSE MEJIA,	:
JAVIER BELTRAN,	
a/k/a "Baja Pantie,"	:
MICHAEL CABRERA,	
a/k/a "Mikey 7,"	:
JULIAN LOPEZ,	
CHRISTIAN NIEVES,	:
a/k/a "White Boy,"	
a/k/a "Eric Rosario,"	:
YANDEL SILVERIO,	
a/k/a "Negro,"	:
VLADAMIR DIAZ,	
a/k/a "Pipa,"	:
ANDRY LAZALA,	
a/k/a "Flaco Loco,"	:
RAYMOND SOSA,	
MANUEL GERALDO,	:
a/k/a "Chino,"	
HARGELIS VARGAS,	:
a/k/a "Frustrao,"	
a/k/a "Futrao,"	:
JUGO CESPEDES,	
a/k/a "Necio,"	:
JOAN VASQUEZ,	
a/k/a "Gordo,"	:
ARGENIS GUILLEN,	
a/k/a "Memo,"	:
HERIBERTO MARTINEZ,	
a/k/a "Bori,"	:
ANDY CIPRIAN,	
a/k/a "Clev,"	:
a/k/a "Quince,"	
ALBERT SALCE, and	:
ANDERSON ABREU,	
a/k/a "Mudo,"	:

Defendants. :

- - - - - x

THE RACKETEERING VIOLATIONS

COUNT ONE

The Grand Jury charges:

THE ENTERPRISE

1. At all times relevant to this Indictment, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Guailey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, were members and associates of the Bronx Trinitarios Gang ("BTG" or the "Enterprise"), a criminal organization whose

members and associates engaged in, among other things, narcotics trafficking, attempted murder, and murder. The BTG operated principally in the Bronx, New York.

2. The BTG, including its leadership, membership, and associates, constituted an "enterprise," as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, although not a legal entity. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise. At all times relevant to this Indictment, the Enterprise has engaged in, and its activities affected, interstate and foreign commerce. The defendants participated in the operation and management of the Enterprise, and participated in unlawful and other activities in furtherance of the conduct of the Enterprise's affairs.

3. LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," RAYMOND SOSA, ALEJANDRO SORIANO, ANTONIO PENA, a/k/a "La Percha," and MARIA MEJIA, the defendants, were leaders and members of the Enterprise who directed other members of the Enterprise in carrying out unlawful and other

activities in furtherance of the conduct of the Enterprise's affairs.

4. Numerous members of the Enterprise were also members of smaller factions within the BTG, such as the "Bad Boys," the "Bad Barbies," "El Combo," "Violating All Bitches," and the "One Seven Hoes."

#### PURPOSES OF THE ENTERPRISE

5. The purposes of the Enterprise included the following:

a. Enriching the members and associates of the Enterprise through, among other things, the distribution of narcotics, including marijuana, cocaine base, powder cocaine, and illegal prescription medication, including oxycodone, a schedule II controlled substance, and suboxone, a schedule III controlled substance.

b. Preserving and protecting the power of the Enterprise and its members and associates through murder, attempted murder, other acts of violence, and threats of violence.

c. Promoting and enhancing the Enterprise and the activities of its members and associates.

#### MEANS AND METHODS OF THE ENTERPRISE

6. Among the means and methods employed by the members and associates in conducting and participating in the conduct of the affairs of the Enterprise were the following:

a. Members and associates of the Enterprise committed, conspired to commit, and attempted to commit acts of violence, including murder, to protect and expand the Enterprise's criminal operations, and in connection with rivalries(a) with members of other street gangs, such as the Bloods, "Dominicans Don't Play" (the "DDPs"), the Crips, the Latin Kings, and the FOBs; and (b) among factions within the Trinitarios Gang or the Enterprise, such as El Combo and "Sunset/268."

b. Members and associates of the Enterprise used physical violence and threats of violence, including murder and attempted murder, against others, including in particular rival gang members and rival narcotics traffickers.

c. Members and associates of the Enterprise used physical violence against various people, including murders and attempted murders.

d. Members and associates of the Enterprise sold narcotics, including marijuana, cocaine base, powder cocaine, and illegal prescription medication, including oxycodone and suboxone.

THE RACKETEERING VIOLATION

7. From at least in or about 2003, up to and including in or about 2012, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, being persons employed by and associated with the Enterprise described above, to wit, the BTG, which was engaged in, and the activities of which affected, interstate and foreign commerce, knowingly conducted and

participated, directly and indirectly, in the conduct of the affairs of that Enterprise through a pattern of racketeering activity, that is, through the commission of the following acts of racketeering:

THE PATTERN OF RACKETEERING ACTIVITY

8. The pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisted of the following acts:

Racketeering Act One: Conspiracy to Murder and  
Murder of Ka'Shawn Phillips

9. CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, and JUAN FRANCO, a/k/a "Juan Carlos," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act One:

a. Conspiracy to Murder Ka'Shawn Phillips

10. On or about September 3, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, and JUAN FRANCO, a/k/a "Juan Carlos," the defendants, together with others known and unknown, knowingly conspired to murder Ka'Shawn Phillips, in the vicinity of 78 Saratoga Avenue, Yonkers, New



York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about September 3, 2005, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," the defendant, shot Ka'Shawn Phillips, in the vicinity of 78 Saratoga Avenue, Yonkers, New York.

b. Murder of Ka'Shawn Phillips

11. On or about September 3, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, and JUAN FRANCO, a/k/a "Juan Carlos," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Ka'Shawn Phillips, in the vicinity of 78 Saratoga Avenue, Yonkers, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Ka'Shawn Phillips, and under circumstances evincing a depraved indifference to human life, URENA, PENA, BRITO, VASQUEZ, SORIANO, and FRANCO, and others known and unknown, did cause the death of Phillips, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Phillips, and did aid and abet one another in causing such death.

Racketeering Act Two: Conspiracy to Murder and  
Murder of Miguel Perez

12. JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MARIA MEJIA, and MIGUEL DELANCE, a/k/a "Master Flava," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Two:

a. Conspiracy to Murder Miguel Perez

13. On or about December 11, 2005, in the Southern District of New York, JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MARIA MEJIA, and MIGUEL DELANCE, a/k/a "Master Flava," the defendants, together with others known and unknown, knowingly conspired to murder Miguel Perez, in the vicinity of 2463 Marion Avenue, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about December 11, 2005, LENIN MOREL, a/k/a "Lenny, a/k/a "Cibao," the defendant, shot Miguel Perez in the vicinity of 2463 Marion Avenue, Bronx, New York.

b. Murder of Miguel Perez

14. On or about December 11, 2005, in the Southern District of New York, JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MARIA MEJIA, and MIGUEL DELANCE, a/k/a "Master Flava," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Miguel Perez, in the vicinity of 2463 Marion Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Miguel Perez, and under circumstances evincing a depraved indifference to human life, BRITO, MOREL, LIZARDI, SANTOS, MEJIA, and DELANCE, and others known and unknown, did cause the death of Perez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Perez, and did aid and abet one another in causing such death.

Racketeering Act Three: Conspiracy to Murder and Murder of Raymond Casul

15. FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Three:

a. Conspiracy to Murder Raymond Casul

16. On or about March 31, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, together with others known and unknown, knowingly conspired to murder Raymond Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about March 31, 2009, LUIS BELTRAN, a/k/a "Gualey," the defendant, shot Raymond Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York.

b. Murder of Raymond Casul

17. On or about March 31, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Raymond Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Raymond Casul, and under circumstances evincing a depraved indifference to human

life, LOPEZ-CABRERA, LUIS BELTRAN, JAVIER BELTRAN, and CABRERA, and others known and unknown, did cause the death of Casul, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Casul, and did aid and abet one another in causing such death.

Racketeering Act Four: Conspiracy to Commit Robbery and Murder of David Avila-Gomez

18. FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Four:

a. Conspiracy to Rob David Avila-Gomez

19. On or about September 4, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, and others known and unknown, unlawfully and knowingly conspired to rob David Avila-Gomez in the vicinity of 15 Mount Carmel Place, Yonkers, which robbery would be aided by another person or persons actually present and where a participant in the crime would display what appeared to be a pistol, revolver, rifle, shotgun, machine gun, and other firearm, in violation of New York Penal Law, Sections 160.10 and 105.10.

b. Murder of David Avila-Gomez

20. On or about September 4, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, and others known and unknown, murdered David Avila-Gomez, in the vicinity of 15 Mount Carmel Place, Yonkers, New York, in violation of New York Penal Law, Section 125.27 and 125.25, in that, with the intent to cause the death of David Avila-Gomez, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, STRONG, SILVERIO, and DIAZ did cause the death of Avila-Gomez, while in the course of committing and attempting to commit and in furtherance of robbery, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Avila-Gomez, in violation of New York Penal Law, Sections 125.25, 127.27, and 20.00.

Racketeering Act Five: Conspiracy to Murder Members of El Combo and Murder of Issi Dominguez

21. JULIAN LOPEZ, the defendant, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Five:

a. Conspiracy to Murder Members of El Combo

22. On or about November 29, 2009, in the Southern District of New York, JULIAN LOPEZ, the defendant, together with others known and unknown, knowingly conspired to murder members

of El Combo, in the vicinity of 2180 Tiebout Avenue, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about November 29, 2009, JULIAN LOPEZ, the defendant, shot at Issi Dominguez, in the vicinity of 2180 Tiebout Avenue, Bronx, New York.

b. Murder of Issi Dominguez

23. On or about November 29, 2009, in the Southern District of New York, JULIAN LOPEZ and CHRISTIAN NIEVES, a/k/a "White Boy," a/k/a "Eric Rosario," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Issi Dominguez, in the vicinity of 2180 Tiebout Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Issi Dominguez, and under circumstances evincing a depraved indifference to human life, LOPEZ and NIEVES, and others known and unknown, did cause the death of Dominguez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Dominguez, and did aid and abet one another in causing such death.

Racketeering Act Six: Conspiracy to Murder and  
Murder of Orlando Salgado

24. RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Six:

a. Conspiracy to Murder Orlando Salgado

25. On or about March 19, 2010, in the Southern District of New York, RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio," the defendants, together with others known and unknown, knowingly conspired to murder Orlando Salgado, in the vicinity of 382 East 197th Street, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about March 19, 2010, MANUEL GERALDO, a/k/a "Chino," the defendant, stabbed Orlando Salgado, in the vicinity of 382 East 197th Street, Bronx, New York.

b. Murder of Orlando Salgado

26. On or about March 19, 2010, in the Southern District of New York, RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio,"



the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Orlando Salgado, in the vicinity of 382 East 197th Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Orlando Salgado, and under circumstances evincing a depraved indifference to human life, SOSA, VARGAS, GERALDO, ABREU, and CESPEDES, and others known and unknown, did cause the death of Salgado, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Salgado, and did aid and abet one another in causing such death.

Racketeering Act Seven: Conspiracy to Murder and Murder of Raffy Tavares and Irving Cruz

27. FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Seven:

a. Conspiracy to Murder Raffy Tavares and Irving Cruz

28. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, together with others known and unknown, knowingly conspired to murder Raffy Tavares and Irving Cruz, in the

vicinity of 81 East 181st Street, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about May 23, 2010, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," the defendant, shot Raffy Tavares and Irving Cruz, in the vicinity of 81 East 181st Street, Bronx, New York.

b. Murder of Raffy Tavares

29. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Raffy Tavares, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Raffy Tavares, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, LOPEZ, and LAZALA, and others known and unknown, did cause the death of Tavares, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Tavares, and did aid and abet one another in causing such death.

c. Murder of Irving Cruz

30. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Irving Cruz, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Irving Cruz, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, LOPEZ, and LAZALA, and others known and unknown, did cause the death of Cruz, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Cruz, and did aid and abet one another in causing such death.

Racketeering Act Nine: Conspiracy to Murder and  
Murder of Freddy Polanco

31. CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Nine:

a. Conspiracy to Murder Freddy Polanco

32. On or about November 20, 2010, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants,

together with others known and unknown, knowingly conspired to murder Freddy Polanco, in the vicinity of 75 West 190th Street, Bronx, New York, in violation of New York State Penal Law, Sections 105.15 and 125.25.

Overt Act

i. On or about November 20, 2010, RAYMOND SOSA, the defendant, instructed a coconspirator not named herein ("CC-1") to shoot Freddy Polanco.

b. Murder of Freddy Polanco

33. On or about November 20, 2010, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Freddy Polanco, in the vicinity of 75 West 190th Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Freddy Polanco, and under circumstances evincing a depraved indifference to human life, LOPEZ, SOSA, and CABRERA, and others known and unknown, did cause the death of Polanco, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Polanco, and did aid and abet one another in causing such death.

Racketeering Acts Involving the DDPs

Racketeering Act Ten: November 3, 2004 Attempted Murder of  
Members of the DDPs

34. On or about November 3, 2004, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," JAVIER BELTRAN, a/k/a "Baja Pantie," LUIS BELTRAN, a/k/a "Gualey," and RAMON LIZARDI, a/k/a "Trencita," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of members of the DDPs, in the vicinity of 163rd Street and Broadway in Manhattan, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs, URENA, LUIS BELTRAN, JAVIER BELTRAN, LIZARDI, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Eleven: Attempted Murder of Leader of the DDPs

35. On or about May 25, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," JULIO BRITO, a/k/a "Fresh," and LEWIS SANTOS, a/k/a "Revolution," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-1, a leader of the DDPs, in the vicinity of 188th Street and the Grand Concourse in the Bronx, New York, in violation of New York Penal Law, Sections

20.00, 110.00, and 125.25, in that, with the intent to cause the death of Victim-1, URENA, CIRIACO, BRITO, SANTOS, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twelve: August 14, 2005 Attempted Murder of Members of the DDPs

36. On or about August 14, 2005, in the Southern District of New York, ANTONIO PENA, a/k/a "La Percha," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of two members of the DDPs, in the vicinity of 1692 Grand Concourse in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs, PENA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Thirteen: September 2, 2005 Attempted Murder of Member of the DDPs

37. On or about September 2, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," LUIS BELTRAN, a/k/a "Gualety," LIMET VASQUEZ, a/k/a "Blood," and LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," the defendants, intentionally and knowingly attempted to murder and aided and

abetted the attempted murder of Victim-2, a member of the DDPs, in the vicinity of 164th Street and Fort Washington Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs, URENA, BELTRAN, VASQUEZ, and MOREL, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Fourteen: September 11, 2005 Attempted Murder of Members of the DDPs

38. On or about September 11, 2005, in the Southern District of New York, ANTONIO PENA, a/k/a "La Percha," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-3 and Victim-4, members of the DDPs, in the vicinity of 167th Street and Jerome Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs, PENA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Fifteen: 2009 or 2010 Attempted Murder of Members of the DDPs

39. In or about 2009 or 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," and YANDEL

SILVERIO, a/k/a "Negro," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-5, a member of the DDPs, in the vicinity of Fordham Road and Grand Concourse in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs, ACOSTA-DISLA, SILVERIO, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

**Racketeering Acts Involving the Bloods**

**Racketeering Act Sixteen: September 22, 2004 Attempted Murder of Members of the Bloods**

40. On or about September 22, 2004, in the Southern District of New York, LUIS BELTRAN, a/k/a "Gualety," RAMON LIZARDI, a/k/a "Trencita," MIGUEL DELANCE, a/k/a "Master Flava," and ANTONIO PENA, a/k/a "La Percha," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-6, a member of the Bloods, in the vicinity of 233 West 230th Street, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, BELTRAN, LIZARDI, DELANCE, PENA, and others known and unknown, did engage in conduct that tended to effect the



commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Seventeen: October 15, 2005 Attempted Murder of a Member of the Bloods

41. On or about October 15, 2005, in the Southern District of New York, ALFRED LAFORD, a/k/a "Sony," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-7, a member of the Bloods, in the vicinity of 172nd Street and Townsend Avenue, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, LAFORD, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Eighteen: 2006 Attempted Murder of Members of the Bloods

42. In or about 2006, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy" and FELIX LOPEZ-CABRERA, a/k/a "Suztancia," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of members of the Bloods, in the vicinity of 230th Street and Kingsbridge Avenue, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of

the Bloods, URENA, LOPEZ-CABRERA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Nineteen: May 21, 2008 Attempted Murder of  
Members of the Bloods

43. On or about May 21, 2008, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-8, a member of the Bloods, in the vicinity of West 230th Street, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, LOPEZ, CABRERA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty: 2010 Attempted Murder of  
Members of the Bloods

44. In or about 2010, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and YANDEL SILVERIO, a/k/a "Negro," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of members of the Bloods, in the vicinity of 226th Street in the Bronx, New

York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, URENA, LOPEZ-CABRERA, SILVERIO, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty-One: 2011 Attempted Murder of  
Members of the Bloods

45. In or about 2011, in the Southern District of New York, LUIS BELTRAN, a/k/a "Gualey," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of members of the Bloods, in the vicinity of Burnside and Creston Avenues, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, BELTRAN, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty-Two: September 10, 2011 Attempted Murder  
of Members of the Bloods

46. On or about September 10, 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa" and CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," the defendants, intentionally and knowingly attempted to murder and

aided and abetted the attempted murder of members of the Bloods, in the vicinity of 225th Street and Bailey Avenue in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, GONZALEZ, URENA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty-Three: October 11, 2011 Attempted Murder of Members of the Bloods

47. On or about October 11, 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of members of the Bloods, in the vicinity of 2899 Kingsbridge Terrace in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Bloods, GONZALEZ, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Acts Involving the Crips

Racketeering Act Twenty-Four: 2004 Attempted Murder of Member of the Crips

48. In or about 2004, in the Southern District of New York, EDWIN CIRIACO, a/k/a "Machete," and RAMON LIZARDI, a/k/a "Trencita," and LEWIS SANTOS, a/k/a "Revolution," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-9, a member of the Crips, in the vicinity of 176th Street and Grand Concourse, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Crips, CIRIACO, LIZARDI, SANTOS, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty-Five: April 1, 2005 Attempted Murder of Member of the Crips

49. On or about April 1, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," and LEWIS SANTOS, a/k/a "Revolution," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-10, a member of the Crips, in the vicinity of 2065 Jerome Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of

the Crips, URENA, SANTOS, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

**Racketeering Acts Involving the Latin Kings**

**Racketeering Act Twenty-Six: 2009 Attempted Murder of Member of the Latin Kings**

50. In or about 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-11, a member of the Latin Kings, in the vicinity of Yankee Stadium, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Latin Kings, LOPEZ-CABRERA, CABRERA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

**Racketeering Act Twenty-Seven: August 21, 2010 Attempted Murder of Member of the Latin Kings**

51. On or about August 21, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," RAYMOND SOSA, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," the defendants,

intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-12, a member of the Latin Kings, in the vicinity of 183rd Street and Creston Avenue, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the Latin Kings, ACOSTA-DISLA, CASTILLO, SOSA, MOREL, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

**Racketeering Acts Involving El Combo, Sunset/268, or the FOBs**

**Racketeering Act Twenty-Eight: September 22, 2010 Attempted Murder of Member of the Combos**

52. On or about September 22, 2010, in the Southern District of New York, TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-13, a member of El Combo, in the vicinity of 192nd Street in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of El Combo, CASTILLO, CABRERA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Twenty-Nine: September 23, 2010 Attempted Murder  
of Member of the FOBs

53. On or about September 23, 2010, in the Southern District of New York, RAYMOND SOSA, JUGO CESPEDES, a/k/a "Necio," and MANUEL GERALDO, a/k/a "Chino," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-14, a member of the FOBs, in the vicinity of Fulton and Claremont Avenues, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the FOBs, SOSA, CESPEDES, GERALDO, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Thirty: September 26, 2010 Attempted Murder of  
Member of Sunset/268

54. On or about September 26, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," JUGO CESPEDES, a/k/a "Necio," and ANDERSON ABREU, a/k/a "Mudo," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-15, a member of Sunset/268, in the vicinity of 1 West 182nd Street, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death



of members of El Combo, ACOSTA-DISLA, SOSA, GERALDO, CESPEDES, ABREU, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

#### Other Racketeering Acts

##### Racketeering Act Thirty-One: Armed Robbery of Narcotics Dealer

55. In or about 2005 or 2006, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," and ALFRED LAFORD, a/k/a "Sony," the defendants, unlawfully and knowingly did commit robbery, as that term is defined in Title 18, United States Code, Section 1951(b)(1), and did thereby obstruct, delay, and affect commerce and the movement of articles and commodities in commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), in violation of Title 18, United States Code, Section 1951, in that URENA, LAFORD, and others known and unknown robbed a suspected narcotics dealer at gunpoint in the Bronx, New York.

##### Racketeering Act Thirty-Two: 2006 Attempted Murder in Retaliation for Assault

56. In or about 2006, in the Southern District of New York, TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," the defendant, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-16, in retaliation for a suspected assault on CASTILLO's brother, in the Bronx, New York, in violation of New York Penal Law, Sections

20.00, 110.00, and 125.25, in that, with the intent to cause the death of Victim-16, CASTILLO, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Thirty-Three: Conspiracy to Murder Victim-17

57. From at least in or about 2006, up to and including in or about 2008, in the Southern District of New York, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, knowingly conspired to murder Victim-17, in violation of New York Penal Law, Sections 105.15 and 125.25, in that, with the intent to cause the death of Victim-17, SIERRA agreed with others known and unknown to engage in or cause the performance of such murder.

Overt Act

i. From at least in or about 2006, up to and including in or about 2008, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, ordered members of the BTG to kill Victim-17 because Victim-17 was believed to be homosexual, which violated the rules of the Enterprise.

Racketeering Act Thirty-Four: Conspiracy to Murder Victim-18

58. In or about 2009, in the Southern District of New York, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, knowingly conspired to murder Victim-18, in violation of New York Penal Law, Sections 105.15 and 125.25, in that, with

the intent to cause the death of Victim-18, SIERRA agreed with others known and unknown to engage in or cause the performance of such murder.

Overt Act

59. In or about 2009, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, ordered members of the BTG to kill Victim-18.

Racketeering Act Thirty-Five: Conspiracy to Murder Victim-19

60. In or about 2011, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," ANIBAL RAMOS, a/k/a "Moreno," and EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," the defendants, knowingly conspired to murder Victim-19, in violation of New York Penal Law, Sections 105.15 and 125.25, in that, with the intent to cause the death of Victim-19, URENA, GONZALEZ, RAMOS, and CIRIACO agreed with others known and unknown to engage in or cause the performance of such murder.

Overt Act

61. In or about 2011, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," the defendant, ordered members of the BTG to kill Victim-19.

Racketeering Act Thirty-Six: Attempted Murder of Individuals Who  
Had Insulted the Trinitarios

62. In or about 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," and CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-20 and Victim-21, members of the DDPs, in the vicinity of 225th Street and Marble Hill Avenue, in the Bronx, New York, in violation of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of members of the DDPs who had insulted the Trinitarios, GONZALEZ, URENA, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Thirty-Seven: Conspiracy to Commit Robbery and  
Attempted Robbery of Victim-22

63. MARIA MEJIA and JOSE MEJIA, the defendants, committed the following acts, either one of which alone constitutes the commission of Racketeering Act Thirty Seven:

a. Conspiracy to Commit Robbery of Victim-22

64. On or about June 2, 2011, in the Southern District of New York, MARIA MEJIA and JOSE MEJIA, the defendants, and others known and unknown, unlawfully and knowingly conspired to rob Victim-22 in the vicinity of Arnow and Cruger Avenues, Bronx,

New York, which robbery would be aided by another person or persons actually present and where a participant in the crime would display what appeared to be a pistol, revolver, rifle, shotgun, machine gun, and other firearm, in violation of New York Penal Law, Sections 160.10 and 105.10.

Overt Act

65. On or about June 2, 2011, JOSE MEJIA shot Victim-22 in the vicinity of Arnow and Cruger Avenues in the Bronx, New York.

a. Attempted Robbery of Victim-22

66. On or about June 2, 2011, in the Southern District of New York, MARIA MEJIA and JOSE MEJIA, the defendants, and others known and unknown, unlawfully and knowingly attempted to rob, and aided and abetted the attempted robbery of Victim-22, in the vicinity of Arnow and Cruger Avenues, Bronx, New York, in violation of New York Penal Law, Sections 160.05, 110.00, and 20.00.

Racketeering Act Thirty-Eight: October 31, 2011 Attempted Murder of Victim-23

67. On or about October 31, 2011, in the Southern District of New York, ALFRED LAFORD, a/k/a "Sony," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and CARLOS LOPEZ, a/k/a "Carlito," the defendants, intentionally and knowingly attempted to murder and aided and abetted the attempted murder of Victim-23, in the vicinity of 3440 Gates Place in the Bronx, New York, in violation

of New York Penal Law, Sections 20.00, 110.00, and 125.25, in that, with the intent to cause the death of Victim-23, LAFORD, LOPEZ-CABRERA, LOPEZ, and others known and unknown, did engage in conduct that tended to effect the commission of such murder, and did aid and abet one another in attempting to engage in such conduct.

Racketeering Act Thirty-Nine: Narcotics Conspiracy

68. From in or about 2003 up to and including in or about 2012, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO

MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

69. It was a part and an object of the conspiracy that the defendants, and others known and unknown, would and did distribute and possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 841(a) (1).

70. The controlled substances involved in the offense were (1) 100 kilograms and more of a quantity of mixtures and substances containing a detectable amount of marijuana, in violation of Title 21, United States Code, Section 841(b) (1) (B); (2) 28 grams and more of a quantity of mixtures and substances containing a detectable amount of cocaine base, in violation of Title 21, United States Code, Section 841(b) (1) (B); (3) a quantity of mixtures and substances containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(b) (1) (C); (4) a quantity of mixtures and substances containing a detectable amount of oxycodone, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(b) (1) (C); and (5) a quantity of mixtures and substances containing a detectable amount of suboxone, a schedule

III controlled substance, in violation of Title 21, United States Code, Section 841(b)(1)(E).

Overt Act

71. On or about June 10, 2011, MIGUEL STRONG, a/k/a "Kiki," the defendant, smuggled approximately half a kilogram of cocaine from the Dominican Republic into the United States.

(Title 18, United States Code, Sections 1961 and 1962(c).)

COUNT TWO

THE RACKETEERING CONSPIRACY

The Grand Jury further charges:

72. Paragraphs 1 through 6 of Count One of this Indictment are realleged and incorporated by reference as though fully set forth herein.

73. From at least in or about 2003, up to and including in or about 2012, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET



VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," ALBERT SALCE, and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, being persons employed by and associated with the Enterprise described in paragraphs 1 through 6 of Count One of this Indictment, to wit, the BTG, knowingly combined, conspired, confederated, and agreed together and with each other to violate the racketeering laws of the United States, to wit, Section 1962(c) of Title 18, United States Code, that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of the BTG Enterprise, which was engaged in, and the activities of which affected, interstate and foreign commerce, through a pattern of racketeering activity consisting of multiple acts involving murder, robbery, and kidnapping, chargeable under the following provisions of state law:

New York Penal Law, Sections 20.00, 125.25, and 125.27  
(murder);

New York Penal Law, Sections 20.00, 110.00, and 125.25 (attempted murder);  
New York Penal Law, Sections 105.15 and 125.25 (conspiracy to murder);  
New York Penal Law, Sections 160.10 and 105.10 (conspiracy to commit robbery);  
New York Penal Law, Sections 160.05, 110.00, and 20.00 (robbery);  
New York Penal Law, Sections 135.20 and 20.00 (kidnapping);  
multiple acts indictable under 18 U.S.C. § 1951 (Hobbs Act robbery); and  
multiple acts involving the distribution of controlled substances, including 100 kilograms and more of marijuana, 28 grams and more of cocaine base, and quantities of powder cocaine, oxycodone, and suboxone, in violation of the laws of the United States, specifically Title 21, United States Code, Sections 812, 841(a)(1), 841(b)(1)(B), (b)(1)(C), (b)(1)(E), and 846, and Title 18, United States Code, Section 2.

1. It was a part of the conspiracy that each defendant agreed that a conspirator would commit at least two acts of racketeering in the conduct of the affairs of the Enterprise.

#### NOTICE OF SPECIAL SENTENCING FACTORS

2. On or about September 3, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," and ALEJANDRO SORIANO, the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Ka'Shawn Phillips, in the vicinity of 78 Saratoga Avenue, Yonkers, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Ka'Shawn

Phillips, and under circumstances evincing a depraved indifference to human life, URENA, PENA, BRITO, VASQUEZ, and SORIANO, and others known and unknown, did cause the death of Phillips, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Phillips, and did aid and abet one another in causing such death.

3. On or about December 11, 2005, in the Southern District of New York, JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," LEWIS SANTOS, a/k/a "Revolution," MARIA MEJIA, and MIGUEL DELANCE, a/k/a "Master Flava," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Miguel Perez, in the vicinity of 2463 Marion Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Miguel Perez, and under circumstances evincing a depraved indifference to human life, BRITO, MOREL, SANTOS, MEJIA, and DELANCE, and others known and unknown, did cause the death of Perez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Perez, and did aid and abet one another in causing such death.

4. On or about March 31, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia,"

LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Raymond Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Raymond Casul, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, LUIS BELTRAN, JAVIER BELTRAN, and CABRERA, and others known and unknown, did cause the death of Casul, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Casul, and did aid and abet one another in causing such death.

5. On or about September 4, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, and others known and unknown, murdered David Avila-Gomez, in the vicinity of 15 Mount Carmel Place, Yonkers, New York, in violation of New York Penal Law, Section 125.27 and 125.25, in that, with the intent to cause the death of David Avila-Gomez, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, STRONG, SILVERIO, and DIAZ did cause the death of Avila-Gomez, while in the course of committing and attempting to commit and in

furtherance of robbery, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Avila-Gomez, in violation of New York Penal Law, Sections 125.25, 127.27, and 20.00.

6. On or about November 29, 2009, in the Southern District of New York, JULIAN LOPEZ, the defendant, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Issi Dominguez, in the vicinity of 2180 Tiebout Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Issi Dominguez, and under circumstances evincing a depraved indifference to human life, LOPEZ, and others known and unknown, did cause the death of Dominguez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Dominguez, and did aid and abet one another in causing such death.

7. On or about March 19, 2010, in the Southern District of New York, RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Orlando Salgado, in the vicinity of 382 East 197th Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and

125.25, in that, with the intent to cause the death of Orlando Salgado, and under circumstances evincing a depraved indifference to human life, SOSA, VARGAS, GERALDO, ABREU, and CESPEDES, and others known and unknown, did cause the death of Salgado, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Salgado, and did aid and abet one another in causing such death.

8. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Raffy Tavares, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Raffy Tavares, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, LOPEZ, and LAZALA, and others known and unknown, did cause the death of Tavares, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Tavares, and did aid and abet one another in causing such death.

9. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the

defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Irving Cruz, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Irving Cruz, and under circumstances evincing a depraved indifference to human life, LOPEZ-CABRERA, LOPEZ, and LAZALA, and others known and unknown, did cause the death of Cruz, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Cruz, and did aid and abet one another in causing such death.

10. On or about November 20, 2010, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, intentionally and knowingly murdered and aided and abetted the murder of Freddy Polanco, in the vicinity of 75 West 190th Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 125.25, in that, with the intent to cause the death of Freddy Polanco, and under circumstances evincing a depraved indifference to human life, LOPEZ, SOSA, and CABRERA, and others known and unknown, did cause the death of Polanco, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby

caused the death of Polanco, and did aid and abet one another in causing such death.

(Title 18, United States Code, Section 1962(d).)

COUNT THREE

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

11. At all times relevant to this Indictment, the BTG, as described in paragraphs 1 through 6 of Count One of this Indictment, which are realleged and incorporated by reference as though fully set forth herein, constituted an enterprise, as that term is defined in Title 18, United States Code, Section 1959(b)(2), that is, an association in fact of individuals 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 the objectives of the Enterprise.

12. At all times relevant to this Indictment, the BTG, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely, acts involving murder, in violation of New York Penal Law, and narcotics trafficking, in violation of Title 21, United States Code, Sections 812, 841, and 846.



13. On or about September 3, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, and JUAN FRANCO, a/k/a "Juan Carlos," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Ka'Shawn Phillips, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Phillips, in the vicinity of 78 Saratoga Avenue, Yonkers, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

#### COUNT FOUR

##### MURDER IN AID OF RACKETEERING ACTIVITY

14. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

15. On or about December 11, 2005, in the Southern District of New York, JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," and MARIA MEJIA, the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Miguel Perez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Perez, in the vicinity of 2463 Marion Avenue, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

#### COUNT FIVE

#### CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

16. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

17. On or about March 31, 2009, in the Southern District of New York and elsewhere, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Guailey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an Enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Raymond Casul, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

18. On or about March 31, 2009, LUIS BELTRAN, a/k/a "Guailey," the defendant, shot Raymond Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York.

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

COUNT SIX

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

19. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

20. On or about March 31, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Raymond Casul, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Casul, in the vicinity of 271 West Kingsbridge Road, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT SEVEN

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

21. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

22. On or about September 4, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and with the intent to cause the death of David Avila-Gomez, did cause the death of Avila-Gomez, while in the course of committing and attempting to commit and in furtherance of robbery, and murdered and aided and abetted the murder of Avila-Gomez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Avila-Gomez, in the vicinity of 15 Mount Carmel Place, Yonkers, New York, in violation of New York Penal Law, Sections 125.25, 125.27, and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT EIGHT

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

23. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

24. On or about November 29, 2009, in the Southern District of New York and elsewhere, JULIAN LOPEZ, the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder members of El Combo, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

25. On or about November 29, 2009, JULIAN LOPEZ, the defendant, shot at Issi Dominguez, in the vicinity of 2180 Tiebout Avenue, Bronx, New York.

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

COUNT NINE

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

26. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

27. On or about November 29, 2009, in the Southern District of New York, JULIAN LOPEZ and CHRISTIAN NIEVES, a/k/a "White Boy," a/k/a "Eric Rosario," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Issi Dominguez, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Dominguez, in the vicinity of 2180 Tiebout Avenue, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT TEN

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

28. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

29. On or about March 19, 2010, in the Southern District of New York and elsewhere, RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Orlando Salgado, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

30. On or about March 19, 2010, MANUEL GERALDO, a/k/a "Chino," the defendant, stabbed Orlando Salgado, in the vicinity of 382 East 197<sup>th</sup> Street, Bronx, New York.

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



COUNT ELEVEN

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

31. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

32. On or about March 19, 2010, in the Southern District of New York, RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," MANUEL GERALDO, a/k/a "Chino," ANDERSON ABREU, a/k/a "Mudo," and JUGO CESPEDES, a/k/a "Necio," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Orlando Salgado, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Salgado, in the vicinity of 382 East 197th Street, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT TWELVE

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

33. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

34. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Raffy Tavares and Irving Cruz, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

35. On or about May 23, 2010, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," the defendant, shot Raffy Tavares, in the vicinity of 81 East 181<sup>st</sup> Street, Bronx, New York.

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

COUNT THIRTEEN

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

36. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

37. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Raffy Tavares, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Tavares, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT FOURTEEN

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

38. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

39. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Irving Cruz, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Cruz, in the vicinity of 81 East 181st Street, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT FIFTEEN

CONSPIRACY TO MURDER IN AID OF RACKETEERING

The Grand Jury further charges:

40. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

41. On or about November 20, 2010, in the Southern District of New York and elsewhere, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Freddy Polanco, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

42. On or about November 20, 2010, RAYMOND SOSA, the defendant, instructed CC-1 to shoot Freddy Polanco.

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

COUNT SIXTEEN

MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

43. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

44. On or about November 20, 2010, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, under circumstances evincing a depraved indifference to human life, and intentionally and knowingly, murdered and aided and abetted the murder of Freddy Polanco, and did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Polanco, in the vicinity of 75 West 109th Street, Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT SEVENTEEN

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

45. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

46. In or about 2009 or 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," and YANDEL SILVERIO, a/k/a "Negro," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, ACOSTA-DISLA and SILVERIO committed, and aided and abetted, the stabbing and attempted murder of Victim-5, a member of the DDPs, resulting in bodily injury to Victim-5, in the vicinity of Fordham Road and Grand Concourse, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT EIGHTEEN

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

47. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

48. On or about May 21, 2008, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, LOPEZ and CABRERA committed, and aided and abetted, the shooting and attempted murder of Victim-8, a member of the Bloods, resulting in bodily injury to Victim-8, in the vicinity of West 230th Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)



COUNT NINETEEN

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

49. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

50. In or about 2010, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and YANDEL SILVERIO, a/k/a "Negro," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, URENA, LOPEZ-CABRERA, and SILVERIO committed, and aided and abetted, the assault and attempted murder of members of the Bloods, resulting in bodily injury to at least one member of the Bloods, in the vicinity of 226<sup>th</sup> Street in the Bronx, New

York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

51. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

52. In or about 2011, in the Southern District of New York, LUIS BELTRAN, a/k/a "Gualey," the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, BELTRAN committed, and aided and abetted, the stabbing, shooting and attempted murder of members of the Bloods, resulting in bodily injury to at least one member of the Bloods, in the vicinity of Burnside and Creston Avenues,

Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections 1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-ONE

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

53. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

54. On or about September 10, 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," and CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, GONZALEZ and URENA committed, and aided and abetted, the assault and attempted murder of members of the Bloods, resulting in bodily injury to at least one member of the Bloods, in the vicinity of 225th Street and Bailey Avenue, Bronx, New York, in

violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-TWO

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

55. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

56. On or about October 11, 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, GONZALEZ committed, and aided and abetted, the stabbing, shooting and attempted murder of members of the Bloods, resulting in bodily injury to at least one member of the Bloods, in the vicinity of 2899 Kingsbridge Terrace, Bronx, New York, in

violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-THREE

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

57. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

58. In or about 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, LOPEZ-CABRERA and CABRERA committed, and aided and abetted, the shooting and attempted murder of Victim-11, a member of the Latin Kings, resulting in bodily injury to Victim-11, in the vicinity of Yankee Stadium,

Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections 1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-FOUR

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

59. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

60. On or about August 21, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," RAYMOND SOSA, and LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, ACOSTA-DISLA, CASTILLO, SOSA, and MOREL committed, and aided and abetted, the shooting and attempted murder of members of the Latin Kings, resulting in bodily injury to Victim-12, a member of the Latin Kings, in the

vicinity of 183rd Street and Creston Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-FIVE

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

61. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

62. On or about September 22, 2010, in the Southern District of New York, TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, CASTILLO and CABRERA committed, and aided and abetted, the shooting and attempted murder of members of El Combo, resulting in bodily injury to Victim-13, a member of El Combo, in the

vicinity of 192nd Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-SIX

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

63. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

64. On or about September 23, 2010, in the Southern District of New York, RAYMOND SOSA, JUGO CESPEDES, a/k/a "Necio," and MANUEL GERALDO, a/k/a "Chino," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, SOSA, CESPEDES, and GERALDO committed, and aided and abetted, the shooting and attempted murder of members of the FOBs, resulting in bodily injury to Victim-14, a member of the FOBs, in the vicinity of Fulton and



Claremont Avenues, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-SEVEN

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

65. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

66. On or about September 26, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," JUGO CESPEDES, a/k/a "Necio," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, ACOSTA-DISLA, SOSA, GERALDO, CESPEDES, and ABREU committed, and aided and abetted, the shooting and attempted murder of members of Sunset/268, resulting in bodily injury to Victim-15, a member of Sunset/268, in the

vicinity of 1 West 182nd Street, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT TWENTY-EIGHT

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

67. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

68. From at least in or about 2006, up to and including in or about 2008, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Victim-17, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

69. From at least in or about 2006, up to and including in or about 2008, LEONIDES SIERRA, a/k/a "Junito,"

a/k/a "Junior," the defendant, ordered members of the BTG to kill Victim-17 because Victim-17 was believed to be homosexual, which violated the rules of the Enterprise.

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

COUNT TWENTY-NINE

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

70. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

71. In or about 2009, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Victim-18, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

72. In or about 2009, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," the defendant, ordered members of the BTG to kill Victim-18.

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

COUNT THIRTY

CONSPIRACY TO MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

73. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

74. In or about 2011, in the Southern District of New York and elsewhere, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," ANIBAL RAMOS, a/k/a "Moreno," and EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, knowingly conspired to murder Victim-19, in violation of New York Penal Law, Sections 125.25 and 105.15.

Overt Act

75. In or about 2011, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," the defendant, ordered members of the BTG to kill Victim-19.

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

COUNT THIRTY-ONE

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

76. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

77. In or about 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," and CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, GONZALEZ and URENA committed, and aided and abetted, the assault and attempted murder members of the DDPs who had insulted the Trinitarios,

resulting in bodily injury to Victim-20 and Victim-21, members of the DDPs who had insulted the Trinitarios, in the vicinity of 225th Street and Marble Hill Avenue, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections  
1959(a)(3), 1959(a)(5), and 2.)

COUNT THIRTY-TWO

ASSAULT IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

78. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

79. On or about June 2, 2011, in the Southern District of New York, JOSE MEJIA and MARIA MEJIA the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; and aided and abetted the same, to wit, JOSE MEJIA and MARIA MEJIA committed, and aided and abetted, the assault of Victim-22, resulting in bodily injury to Victim-22, in

the vicinity of Arnow and Cruger Avenues, Bronx, New York, in violation of New York Penal Law, Sections 20.00 and 120.05.

(Title 18, United States Code, Sections  
1959(a)(3) and 2.)

COUNT THIRTY-THREE

ASSAULT AND ATTEMPTED MURDER IN AID OF RACKETEERING ACTIVITY

The Grand Jury further charges:

80. Paragraphs 84 and 85 of Count Three of this Indictment are realleged and incorporated by reference as though fully set forth herein.

81. On or about October 31, 2011, in the Southern District of New York, ALFRED LAFORD, a/k/a "Sony," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and CARLOS LOPEZ, a/k/a "Carlito," the defendants, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the BTG, and for the purpose of gaining entrance to and maintaining and increasing position in the BTG, an enterprise engaged in racketeering activity, as described above, intentionally and knowingly assaulted an individual with a dangerous weapon; attempted to murder an individual; and aided and abetted the same, to wit, LAFORD, LOPEZ-CABRERA, and LOPEZ committed, and aided and abetted, the assault and attempted murder of Victim-23, resulting in bodily injury to Victim-23, in the vicinity of 3440

Gates Place, Bronx, New York, in violation of New York Penal Law, Sections 20.00, 120.05, 125.25, and 110.00.

(Title 18, United States Code, Sections 1959(a)(3), 1959(a)(5), and 2.)

COUNT THIRTY-FOUR

NARCOTICS CONSPIRACY

The Grand Jury further charges:

82. From in or about 2003 up to and including in or about 2012, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a



"Quince," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

83. It was a part and an object of the conspiracy that the defendants, and others known and unknown, would and did distribute and possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 841(a)(1).

84. The controlled substances involved in the offense were (1) 100 kilograms and more of a quantity of mixtures and substances containing a detectable amount of marijuana, in violation of Title 21, United States Code, Section 841(b)(1)(B); (2) 28 grams and more of a quantity of mixtures and substances containing a detectable amount of cocaine base, in violation of Title 21, United States Code, Section 841(b)(1)(B); (3) a quantity of mixtures and substances containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(b)(1)(C); (4) a quantity of mixtures and substances containing a detectable amount of oxycodone, a schedule II controlled substance, in violation of Title 21, United States Code, Section 841(b)(1)(C); and (5) a quantity of mixtures and substances containing a detectable amount of suboxone, a schedule

III controlled substance, in violation of Title 21, United States Code, Section 841(b)(1)(E).

Overt Act

85. On or about June 10, 2011, MIGUEL STRONG, a/k/a "Kiki," the defendant, smuggled approximately half a kilogram of cocaine from the Dominican Republic into the United States.

(Title 21, United States Code, Section 846.)

FIREARMS CHARGES

COUNT THIRTY-FIVE

USE OF FIREARMS IN FURTHERANCE OF COUNT THREE

The Grand Jury further charges:

86. On or about September 3, 2005, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, and JUAN FRANCO, a/k/a "Juan Carlos," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Three of this Indictment, willfully and knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, and in the course of that crime did cause the death of a person through the use of firearms, which killing is murder as defined

in Title 18, United States Code, Section 1111(a), to wit, URENA, PENA, BRITO, VASQUEZ, SORIANO, and FRANCO caused the death of Ka'Shawn Phillips, by discharging a firearm at Phillips, and aiding and abetting the same, in the vicinity of 78 Saratoga Avenue, Yonkers, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT THIRTY-SIX

USE OF FIREARMS IN FURTHERANCE OF COUNT FOUR

The Grand Jury further charges:

87. On or about December 11, 2005, in the Southern District of New York, JULIO BRITO, a/k/a "Fresh," LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," and MARIA MEJIA, the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Four of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, BRITO, MOREL, LIZARDI, SANTOS, DELANCE, and MEJIA caused the death of Miguel Perez, by

discharging a firearm at Perez, and aiding and abetting the same, in the vicinity of 2463 Marion Avenue, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT THIRTY-SEVEN

USE OF FIREARMS IN FURTHERANCE OF COUNT SIX

The Grand Jury further charges:

88. On or about March 31, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," LUIS BELTRAN, a/k/a "Gualey," JAVIER BELTRAN, a/k/a "Baja Pantie," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, willfully and knowingly, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Six of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ-CABRERA, LUIS BELTRAN, JAVIER BELTRAN, and CABRERA caused the death of Raymond Casul, by discharging a firearm at Casul, and aiding and abetting the same, in the vicinity of 271 West Kingsbridge Road, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT THIRTY-EIGHT

USE OF FIREARMS IN FURTHERANCE OF COUNT SEVEN

The Grand Jury further charges:

89. On or about September 4, 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," MIGUEL STRONG, a/k/a "Kiki," YANDEL SILVERIO, a/k/a "Negro," and VLADAMIR DIAZ, a/k/a "Pipa," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Seven of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ-CABRERA, STRONG, SILVERIO, and DIAZ caused the death of David Avila-Gomez, by discharging a firearm at Avila-Gomez, and aiding and abetting the same, in the vicinity of 15 Mount Carmel Place, Yonkers, New York.

(Title 18, United States Code, Sections 924(j)(1), and 2.)

COUNT THIRTY-NINE

USE OF FIREARMS IN FURTHERANCE OF COUNT NINE

The Grand Jury further charges:

90. On or about November 29, 2009, in the Southern District of New York, JULIAN LOPEZ and CHRISTIAN NIEVES, a/k/a "White Boy," a/k/a "Eric Rosario," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Nine of this Indictment, willfully and knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, and in the course of that crime did cause the death of a person through the use of firearms, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ and NIEVES caused the death of Issi Dominguez, by discharging a firearm at Dominguez, and aiding and abetting the same, in the vicinity of 2180 Tiebout Avenue, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT FORTY

USE OF FIREARMS IN FURTHERANCE OF COUNT THIRTEEN

The Grand Jury further charges:

91. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS

LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Thirteen of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ-CABRERA, LOPEZ, and LAZALA caused the death of Raffy Tavares, by discharging a firearm at Tavares, and aiding and abetting the same, in the vicinity of 81 East 181<sup>st</sup> Street, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT FORTY-ONE

USE OF FIREARMS IN FURTHERANCE OF COUNT FOURTEEN

The Grand Jury further charges:

92. On or about May 23, 2010, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," and ANDRY LAZALA, a/k/a "Flaco Loco," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count

Fourteen of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ-CABRERA, LOPEZ, and LAZALA caused the death of Irving Cruz, by discharging a firearm at Cruz, and aiding and abetting the same, in the vicinity of 81 East 181<sup>st</sup> Street, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT FORTY-TWO

USE OF FIREARMS IN FURTHERANCE OF COUNT SIXTEEN

The Grand Jury further charges:

93. On or about November 20, 2010, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," RAYMOND SOSA, and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder in aid of racketeering charged in Count Sixteen of this Indictment, willfully and knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, and in the course of that crime did cause the death of a person



through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), to wit, LOPEZ, SOSA, and CABRERA caused the death of Freddy Polanco, by discharging a firearm at Polanco, and aiding and abetting the same, in the vicinity of 75 West 109th Street, Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT FORTY-THREE

USE OF FIREARMS IN FURTHERANCE OF COUNT EIGHTEEN

The Grand Jury further charges:

94. On or about May 21, 2008, in the Southern District of New York, CARLOS LOPEZ, a/k/a "Carlito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Eighteen of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-8, a member of the Bloods, in the vicinity of West 230<sup>th</sup> Street, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii) and 2.)

COUNT FORTY-FOUR

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY

The Grand Jury further charges:

95. In or about 2011, in the Southern District of New York, LUIS BELTRAN, a/k/a "Gualey," the defendant, and others known and unknown, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at members of the Bloods in the vicinity of Burnside and Creston Avenues, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii) and 2.)

COUNT FORTY-FIVE

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-TWO

The Grand Jury further charges:

96. On or about October 11, 2011, in the Southern District of New York, RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," the defendant, and others known and unknown, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-

Two of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at members of the Bloods in the vicinity of 2899 Kingsbridge Terrace, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii) and 2.)

COUNT FORTY-SIX

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-THREE

The Grand Jury further charges:

97. In or about 2009, in the Southern District of New York, FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-Three of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-11, a member of the Latin Kings, in the vicinity of Yankee Stadium, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FORTY-SEVEN

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-FOUR

The Grand Jury further charges:

98. On or about August 21, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," RAYMOND SOSA, and LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-Four of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-12, a member of the Latin Kings, in the vicinity of 183<sup>rd</sup> Street and Creston Avenue, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii) and 2.)

COUNT FORTY-EIGHT

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-FIVE

The Grand Jury further charges:

99. On or about September 22, 2010, in the Southern District of New York, TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," and MICHAEL CABRERA, a/k/a "Mikey 7," the defendants, and others known and unknown, during and in relation

to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-Five of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-13, a member of El Combo, in the vicinity of 192<sup>nd</sup> Street, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FORTY-NINE

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-SIX

The Grand Jury further charges:

100. On or about September 23, 2010, in the Southern District of New York, RAYMOND SOSA, JUGO CESPEDES, a/k/a "Necio," and MANUEL GERALDO, a/k/a "Chino," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-Six of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged

at Victim-14, a member of the FOBs, in the vicinity of Fulton and Claremont Avenues, Bronx, New York.

(Title 18, United States Code, Sections 924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FIFTY

USE OF FIREARMS IN FURTHERANCE OF COUNT TWENTY-SEVEN

The Grand Jury further charges:

101. On or about September 26, 2010, in the Southern District of New York, NOEL ACOSTA-DISLA, a/k/a "Fugitivo," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," JUGO CESPEDES, a/k/a "Necio," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twenty-Seven of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-15, a member of Sunset/268, in the vicinity of 1 West 182<sup>nd</sup> Street, Bronx, New York.

(Title 18, United States Code, Sections 924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FIFTY-ONE

USE OF FIREARMS IN FURTHERANCE OF COUNT THIRTY

The Grand Jury further charges:

102. In or about 2011, in the Southern District of New York, CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," ANIBAL RAMOS, a/k/a "Moreno," and EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the conspiracy to commit murder in aid of racketeering charged in Count Thirty of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including a firearm that was discharged at Victim-19 in the vicinity of Audubon Avenue and West 188th Street, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FIFTY-TWO

USE OF FIREARMS IN FURTHERANCE OF COUNT THIRTY-TWO

The Grand Jury further charges:

103. On or about June 2, 2011, in the Southern District of New York, JOSE MEJIA and MARIA MEJIA, the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the

United States, namely, the assault in aid of racketeering charged in Count Thirty-Two of this Indictment, knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, including a firearm that was discharged at Victim-22 in the vicinity of Arnow and Cruger Avenues, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), and 2.)

COUNT FIFTY-THREE

USE OF FIREARMS IN FURTHERANCE OF COUNT THIRTY-THREE

The Grand Jury further charges:

104. On or about October 31, 2011, in the Southern District of New York, ALFRED LAFORD, a/k/a "Sony," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," and CARLOS LOPEZ, a/k/a "Carlito," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Thirty-Three of this Indictment, knowingly did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, including a firearm that was discharged at Victim-23 in the vicinity of 3440 Gates Place, Bronx, New York.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)



COUNT FIFTY-FOUR

USE OF FIREARMS IN FURTHERANCE OF COUNT THIRTY-FOUR

105. From in or about 2003 up to and including in or about 2012, in the Southern District of New York and elsewhere, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," and ANDERSON ABREU, a/k/a "Mudo," the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the narcotics conspiracy charged in Count Thirty-Four of this Indictment,

knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including firearms that were discharged.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii), 924(c)(1)(C)(i), and 2.)

COUNT FIFTY-FIVE

USE OF FIREARMS IN FURTHERANCE OF COUNT TWO

The Grand Jury further charges:

106. From in or about 2003, up to and including in or about 2012, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," and ALBERT SALCE, the defendants, and others known and unknown, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the racketeering conspiracy charged in Count Two of this Indictment, knowingly did use and carry firearms, and, in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, including firearms that were discharged.

(Title 18, United States Code, Sections  
924(c)(1)(A)(iii) and 2.)

## SPECIAL FINDINGS

### SPECIAL FINDINGS AS TO CARLOS URENA

107. Counts Three and Thirty-Five of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering, and Count Thirty-Five of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy":

- a. was 18 years of age or older at the time of the offenses;
- b. intentionally killed Ka'Shawn Phillips (Title 18, United States Code, Section 3591(a)(2)(A));
- c. intentionally inflicted serious bodily injury that resulted in the death of Ka'Shawn Phillips (Title 18, United States Code, Section 3591(a)(2)(B));
- d. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C));
- e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of

death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

f. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO ANTONIO PENA

108. Counts Three and Thirty-Five of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering and Count Thirty-Five of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant ANTONIO PENA, a/k/a "La Percha":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and

Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO JULIO BRITO

109. Counts Three, Four, Thirty-Five, and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering; Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; Count Thirty-Five of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant JULIO BRITO, a/k/a "Fresh":

a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Ka'Shawn Phillips (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally inflicted serious bodily injury that resulted in the death of Ka'Shawn Phillips (Title 18, United States Code, Section 3591(a)(2)(B);

d. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Ka'Shawn Phillips and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Ka'Shawn Phillips and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

f. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO FELIX LOPEZ-CABRERA

110. Counts Six, Seven, Thirteen, Fourteen, Thirty-Seven, Thirty-Eight, Forty, and Forty-One of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Six of the Indictment, alleging the murder of Raymond Casul in aid of racketeering; Count Seven of the Indictment, alleging the murder of David Avila-Gomez in aid of racketeering; Count Thirteen of the Indictment, alleging the murder of Raffy Tavares in aid of racketeering; Count Fourteen of the Indictment, alleging the murder of Irving Cruz in aid of racketeering; Count Thirty-Seven of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; Count Thirty-Eight of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; Count Forty-One of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; and Count Forty-One of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant FELIX LOPEZ-CABRERA, a/k/a "Suztancia,":

a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Raffy Tavares and Irving Cruz (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Raymond Casul, David Avila-Gomez, Raffy Tavares, and Irving Cruz died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

d. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Raffy Tavares and Irving Cruz died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D));

e. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)); and

f. intentionally killed and attempted to kill more than one person in a single criminal episode (Title 18, United States Code, Section 3592(c)(16)).

#### SPECIAL FINDINGS AS TO CARLOS LOPEZ

111. Counts Thirteen, Fourteen, Sixteen, Forty, Forty-One, and Forty-Two of the Indictment are realleged and



incorporated by reference as though fully set forth herein. As to Count Thirteen of the Indictment, alleging the murder of Raffy Tavares in aid of racketeering; Count Fourteen of the Indictment, alleging the murder of Irving Cruz in aid of racketeering; Count Sixteen of the Indictment, alleging the murder of Freddy Polanco in aid of racketeering; Count Forty of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; Count Forty-One of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; and Count Forty-Two of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant CARLOS LOPEZ, a/k/a "Carlito":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Raffy Tavares, Irving Cruz, and Freddy Polanco died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the

offense, such that participation in the act constituted a reckless disregard for human life and Raffy Tavares and Irving Cruz died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO LUIS BELTRAN

112. Counts Six and Thirty-Seven of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Six of the Indictment, alleging the murder of Raymond Casul in aid of racketeering and Count Thirty-Seven of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant LUIS BELTRAN, a/k/a "Gualety":

a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Raymond Casul (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and

Raymond Casul died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

d. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Raymond Casul died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

e. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO MIGUEL STRONG

113. Counts Seven and Thirty-Eight of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Seven of the Indictment, alleging the murder of David Avila-Gomez in aid of racketeering and Count Thirty-Eight of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant MIGUEL STRONG, a/k/a "Kiki":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

#### SPECIAL FINDINGS AS TO JUAN FRANCO

114. Counts Three and Thirty-Five of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering and Count Thirty-Five of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant JUAN FRANCO, a/k/a "Juan Carlos":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

#### SPECIAL FINDINGS AS TO LIMET VASQUEZ

115. Counts Three and Thirty-Five of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering and Count Thirty-Five of the Indictment, alleging the use of a firearm during and in

relation to a crime of violence, the defendant LIMET VASQUEZ,  
a/k/a "Blood":

a. was 18 years of age or older at the time of  
the offenses;

b. intentionally killed Ka'Shawn Phillips (Title  
18, United States Code, Section 3591(a)(2)(A));

c. intentionally inflicted serious bodily injury  
that resulted in the death of Ka'Shawn Phillips (Title 18, United  
States Code, Section 3591(a)(2)(B);

d. intentionally participated in an act,  
contemplating that the life of a person would be taken or  
intending that lethal force would be used in connection with a  
person, other than one of the participants in the offense, and  
Ka'Shawn Phillips died as a direct result of the act (Title 18,  
United States Code, Section 3591(a)(2)(C);

e. intentionally and specifically engaged in an  
act of violence, knowing that the act created a grave risk of  
death to a person, other than one of the participants in the  
offense, such that participation in the act constituted a  
reckless disregard for human life and Ka'Shawn Phillips died as a  
direct result of the act (Title 18, United States Code, Section  
3591(a)(2)(D)); and

f. in the commission of the offenses, knowingly  
created a grave risk of death to 1 or more persons in addition to

the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO ALEJANDRO SORIANO

116. Counts Three and Thirty-Five of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Ka'Shawn Phillips in aid of racketeering and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant ALEJANDRO SORIANO:

a. was 18 years of age or older at the time of the offenses; and

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Ka'Shawn Phillips died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C)).

SPECIAL FINDINGS AS TO LENIN MOREL

117. Counts Four and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; and Count Thirty-Seven of the Indictment, alleging the use of a firearm during and in

relation to a crime of violence, the defendant LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao":

a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Miguel Perez (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C));

d. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

e. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).



SPECIAL FINDINGS AS TO RAMON LIZARDI

118. Counts Four and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant RAMON LIZARDI, a/k/a "Trencita":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO LEWIS SANTOS

119. Counts Four and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant LEWIS SANTOS, a/k/a "Revolution":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a

reckless disregard for human life and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO MIGUEL DELANCE

120. Counts Four and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant MIGUEL DELANCE, a/k/a "Master Flava":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO MARIA MEJIA

121. Counts Four and Thirty-Six of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Four of the Indictment, alleging the murder of Miguel Perez in aid of racketeering; and Count Thirty-Six of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant MARIA MEJIA:

a. was 18 years of age or older at the time of the offenses; and

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and

Miguel Perez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C)).

SPECIAL FINDINGS AS TO JAVIER BELTRAN

122. Counts Six and Thirty-Seven of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Six of the Indictment, alleging the murder of Raymond Casul in aid of racketeering; and Count Thirty-Seven of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant JAVIER BELTRAN, a/k/a "Baja Pantie":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Raymond Casul died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C));

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Miguel Perez died as a

direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO MICHAEL CABRERA

123. Counts Six, Sixteen, Thirty-Seven, and Forty-Two of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Six of the Indictment, alleging the murder of Raymond Casul in aid of racketeering; Count Sixteen of the Indictment, alleging the murder of Freddy Polanco in aid of racketeering; Count Thirty-Seven of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; and Count Forty-Two of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant MICHAEL CABRERA, a/k/a "Mikey 7":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and

Raymond Casul and Freddy Polanco died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Raymond Casul and Freddy Polanco died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO JULIAN LOPEZ

124. Counts Nine and Thirty-Nine of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Nine of the Indictment, alleging the murder of Issi Dominguez in aid of racketeering; and Count Thirty-Nine of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant JULIAN LOPEZ:

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or

intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Issi Dominguez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Issi Dominguez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

d. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

#### SPECIAL FINDINGS AS TO CHRISTIAN NIEVES

125. Counts Nine and Thirty-Nine of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Nine of the Indictment, alleging the murder of Issi Dominguez in aid of racketeering; and Count Thirty-Nine of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant CHRISTIAN NIEVES, a/k/a "White Boy," a/k/a "Eric Rosario":



a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Issi Dominguez (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Issi Dominguez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C);

d. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Issi Dominguez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)); and

e. in the commission of the offenses, knowingly created a grave risk of death to 1 or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)).

SPECIAL FINDINGS AS TO YANDEL SILVERIO

126. Counts Seven and Thirty-Eight of the Indictment are realleged and incorporated by reference as though fully set

forth herein. As to Count Seven of the Indictment, alleging the murder of David Avila-Gomez in aid of racketeering; and Count Thirty-Eight of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant YANDEL SILVERIO, a/k/a "Negro":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO VLADAMIR DIAZ

127. Counts Seven and Thirty-Eight of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Seven of the Indictment, alleging the

murder of David Avila-Gomez in aid of racketeering; and Count Thirty-Eight of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant VLADAMIR DIAZ, a/k/a "Pipa":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and David Avila-Gomez died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

#### SPECIAL FINDINGS AS TO ANDRY LAZALA

128. Counts Thirteen, Fourteen, Forty, and Forty-One of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Count Thirteen of the Indictment, alleging the murder of Raffy Tavares in aid of

racketeering; Count Fourteen of the Indictment, alleging the murder of Irving Cruz in aid of racketeering; Count Forty of the Indictment, alleging the use of a firearm during and in relation to a crime of violence; and Count Forty-One of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant ANDRY LAZALA, a/k/a "Flaco Loco":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Raffy Tavares and Irving Cruz died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Raffy Tavares and Irving Cruz died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO RAYMOND SOSA

129. Counts Eleven, Sixteen, and Forty-Two of the Indictment are realleged and incorporated by reference as though

fully set forth herein. As to Count Eleven of the Indictment, alleging the murder of Orlando Salgado in aid of racketeering; Count Sixteen of the Indictment, alleging the murder of Freddy Polanco in aid of racketeering; and Count Forty-Two of the Indictment, alleging the use of a firearm during and in relation to a crime of violence, the defendant RAYMOND SOSA:

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Orlando Salgado and Freddy Polanco died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Orlando Salgado and Freddy Polanco died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO MANUEL GERALDO

130. Count Eleven of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to

Count Eleven of the Indictment, alleging the murder of Orlando Salgado in aid of racketeering, the defendant MANUEL GERALDO, a/k/a "Chino":

a. was 18 years of age or older at the time of the offenses;

b. intentionally killed Orlando Salgado (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally inflicted serious bodily injury that resulted in the death of Orlando Salgado (Title 18, United States Code, Section 3591(a)(2)(B);

d. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO HARGELIS VARGAS

131. Count Eleven of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to Count Eleven of the Indictment, alleging the murder of Orlando Salgado in aid of racketeering, the defendant HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO JUGO CESPEDES

132. Count Eleven of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to

Count Eleven of the Indictment, alleging the murder of Orlando Salgado in aid of racketeering, the defendant JUGO CESPEDES, a/k/a "Necio":

a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

SPECIAL FINDINGS AS TO ANDERSON ABREU

133. Count Eleven of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to Count Eleven of the Indictment, alleging the murder of Orlando Salgado in aid of racketeering, the defendant ANDERSON ABREU, a/k/a "Mudo":



a. was 18 years of age or older at the time of the offenses;

b. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(c); and

c. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and Orlando Salgado died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D)).

**FORFEITURE ALLEGATION AS TO COUNTS ONE AND TWO**

134. The allegations contained in Counts One and Two of this Indictment are hereby repeated, realleged, and incorporated by reference herein as though fully set forth at length for the purpose of alleging forfeiture pursuant to the provisions of Title 18, United States Code, Section 1963 and Title 28, United States Code, Section 2461(c). Pursuant to Rule 32.2, Fed. R. Crim. P., notice is hereby given to the defendants that the United States will seek forfeiture as part of any sentence in

accordance with Title 18, United States Code, Section 1963 in the event of the defendants' convictions under Counts One and Two of this Indictment.

135. LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," ALBERT SALCE, and ANDERSON ABREU, a/k/a "Mudo," the defendants:

a. have acquired and maintained interests in violation of Title 18, United States Code, Section 1962, which interests are subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(1);

b. have property constituting and derived from proceeds obtained, directly, and indirectly, from the aforesaid racketeering activity, in violation of Title 18, United States Code, Section 1962, which property is subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(3).

136. The interests of the defendants subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963 (a) (1), and (3), include but are not limited to:

a. a sum that represents the gross proceeds received by the defendants pursuant to their racketeering activities as alleged in Counts One and Two during the relevant time period alleged in the Indictment and all interests and proceeds traceable thereto.

137. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

c. has been placed beyond the jurisdiction of the Court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 1963(m), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

138. The above-named defendants are jointly and severally liable for the forfeiture obligations as alleged above.

(Title 18, United States Code, Section 1963.)

FORFEITURE ALLEGATION AS TO COUNT THIRTY-FIVE

139. As a result of committing the controlled substance offense alleged in Count Thirty-Four of this Indictment, LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a

"Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," ALBERT SALCE, and ANDERSON ABREU, a/k/a "Mudo," the defendants, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count Thirty-Four of this Indictment, including but not limited to, the following:

a. A sum in United States currency representing the amount of all proceeds obtained as a result of the controlled substance offense alleged in Count Thirty-Four of the Indictment.

Substitute Asset Provision

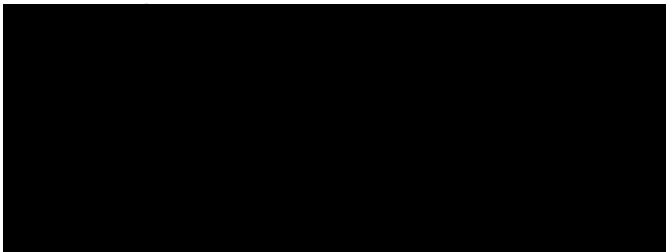
213. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants -

- a. cannot be located upon the exercise of due diligence;
  - b. has been transferred or sold to, or deposited with, a third person;
  - c. has been placed beyond the jurisdiction of the Court;
  - d. has been substantially diminished in value;
- or

e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1), 846 and 853.)



  
PREET BHARARA  
United States Attorney

---

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

---

UNITED STATES OF AMERICA

- v. -

LEONIDES SIERRA, a/k/a "Junito," a/k/a "Junior," RICHARD GONZALEZ, a/k/a "Webb," a/k/a "Webb Killa," CARLOS URENA, a/k/a "Salcedo," a/k/a "White Boy," EDWIN CIRIACO, a/k/a "Machete," a/k/a "Bobie," ANIBAL RAMOS, a/k/a "Moreno," ALFRED LAFORD, a/k/a "Sony," ANTONIO PENA, a/k/a "La Percha," JULIO BRITO, a/k/a "Fresh," FELIX LOPEZ-CABRERA, a/k/a "Suztancia," CARLOS LOPEZ, a/k/a "Carlito," NOEL ACOSTA-DISLA, a/k/a "Fugitivo," TOMAS CASTILLO, a/k/a "Chobolo," a/k/a "Chobolito," LUIS BELTRAN, a/k/a "Gualey," MIGUEL STRONG, a/k/a "Kiki," JUAN FRANCO, a/k/a "Juan Carlos," LIMET VASQUEZ, a/k/a "Blood," ALEJANDRO SORIANO, LENIN MOREL, a/k/a "Lenny," a/k/a "Cibao," RAMON LIZARDI, a/k/a "Trencita," LEWIS SANTOS, a/k/a "Revolution," MIGUEL DELANCE, a/k/a "Master Flava," MARIA MEJIA, JOSE MEJIA, JAVIER BELTRAN, a/k/a "Baja Pantie," MICHAEL CABRERA, a/k/a "Mikey 7," JULIAN LOPEZ, CHRISTIAN NIEVES, a/k/a "White Boy," a/k/a "Eric Rosario," YANDEL SILVERIO, a/k/a "Negro," VLADAMIR DIAZ, a/k/a "Pipa," ANDRY LAZALA, a/k/a "Flaco Loco," RAYMOND SOSA, MANUEL GERALDO, a/k/a "Chino," HARGELIS VARGAS, a/k/a "Frustrao," a/k/a "Futrao," JUGO CESPEDES, a/k/a "Necio," JOAN VASQUEZ, a/k/a "Gordo," ARGENIS GUILLEN, a/k/a "Memo," HERIBERTO MARTINEZ, a/k/a "Bori," ANDY CIPRIAN, a/k/a "Clev," a/k/a "Quince," ALBERT SALCE, and ANDERSON ABREU, a/k/a "Mudo,"

Defendants.

---

SUPERSEDING INDICTMENT

S4 11 Cr. 1032 (PAE)

(18 U.S.C. §§ 1961, 1962(c), 1962(d), 1959(a)(5), 1959(a)(1), 1959(a)(3), 924(c)(1)(A)(iii), 924(j)(1), 249(a)(2)(A)(ii)(II), and 2 and 21 U.S.C. 846.)

PREET BHARARA  
United States Attorney.

