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Approved:

Justin L. Geraci
JUSTINA L. GERACI
Assistant United States Attorney

Before: HONORABLE JAMES C. FRANCIS IV
United States Magistrate Judge
Southern District of New York

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UNITED STATES OF AMERICA : SEALED COMPLAINT

- v. - :

DANIEL BERROA, : Violation of
a/k/a "Bucks," : 21 U.S.C. § 846.

SAGE PEREZ, :
a/k/a "Jamal Perez," :
a/k/a "Mango," :

JULIAN REYNOSO, : COUNTY OF OFFENSE:
a/k/a "JuJu," and : BRONX

YAMIL LUNA, :
a/k/a "Still," :

Defendants. :

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SOUTHERN DISTRICT OF NEW YORK, ss.:

JOHN URENA, being duly sworn, deposes and says that he is a Detective with the New York City Police Department ("NYPD"), and charges as follows:

COUNT ONE

1. From at least in or about 2009, up to and including in or about July 2014, in the Southern District of New York and elsewhere, DANIEL BERROA, a/k/a "Bucks," SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," JULIAN REYNOSO, a/k/a "JuJu," and YAMIL LUNA, a/k/a "Still," 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.

2. It was a part and an object of the conspiracy that DANIEL BERROA, a/k/a "Bucks," SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," JULIAN REYNOSO, a/k/a "JuJu," and YAMIL LUNA, a/k/a "Still," the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a

controlled substance in violation of 21 U.S.C. § 841(a)(1).

3. The controlled substance that DANIEL BERROA, a/k/a "Bucks," SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," JULIAN REYNOSO, a/k/a "JuJu," and YAMIL LUNA, a/k/a "Still," the defendants, conspired to distribute and possess with the intent to distribute was mixtures and substances containing a detectable amount of marijuana, in violation of 21 U.S.C. § 841(b)(1)(D).

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

The bases for my knowledge and for the foregoing charges are, in part, as follows:

4. I have been a Detective with the NYPD for approximately 18 years. I am currently a member of the Joint Firearms Task Force (the "Task Force"). During my time with the NYPD, I have participated in investigations of unlawful narcotics distribution, trafficking, and other narcotics offenses. Through my training, education and experience, I have become familiar with the manner in which illegal drugs are transported, stored, and distributed, and the methods of payment for such drugs. I have been personally involved in the investigation of this matter, and I base this affidavit on that personal experience, as well as on my conversations with law enforcement agents and others, and my examination of various reports and records. Because this affidavit is being submitted for the limited purpose of establishing probable cause, it does not include all the facts that I have learned during the course of my investigation. Where the contents of documents and the actions, statements and conversations of others are reported herein, they are reported in substance and in part, except where otherwise indicated.

5. In connection with this investigation, pursuant to a federal Court Order, from in or about March 2014 through and including in or about April 2014, the Drug Enforcement Administration ("DEA") has intercepted wire and electronic communications over a cellular telephone in the possession and use of SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," the defendant.¹ Based on my review of draft summaries of these

¹ Law enforcement has been assisted in this investigation by, among other sources, a confidential source (the "CS"), who is providing information and assistance to law enforcement in the hope of obtaining a cooperation agreement with the Government in connection with his/her pending federal narcotics charges. Information provided to date by the CS has proven reliable, and has been corroborated by other independent means. The CS has informed me, in substance and in part, that he/she knows PEREZ by his street-name, "Mango;" that PEREZ has sold marijuana for approximately the last five years; and that PEREZ sells approximately \$200 to \$300 worth of marijuana per day. The CS

interceptions, commonly referred to as "linesheets," I have learned, in substance and in part, of the conversations described in subparagraphs (a) through (r) below. These are only a small sample of the interceptions of wire and electronic communications occurring over PEREZ's cellphone. Based on my training and experience and my involvement in this investigation, I have included certain of my understandings of the excerpted conversations.

a. On March 5, 2014, at approximately 12:31 p.m., PEREZ sent an SMS text-message to JULIAN REYNOSO, a/k/a "JuJu," the defendant,² stating: "Bout to go c bucks." At approximately 12:58 p.m., PEREZ sent another SMS text-message to REYNOSO, stating: "Who u cop frm." At approximately 1:25 p.m., REYNOSO replied to PEREZ with the following SMS text-message: "It don't matter who i cop from lol i got bucks numbaa tooo lol." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ told REYNOSO that he was going to get resupplied with marijuana from his source of supply, DANIEL BERROA, a/k/a "Bucks," the defendant (who PEREZ refers to by his street-name, "Bucks"). PEREZ asked REYNOSO who his source of supply for marijuana was, and REYNOSO told PEREZ that he (REYNOSO) also can buy from BERROA, whose cellphone number he (REYNOSO) had.

b. On March 5, 2014, at approximately 8:06 p.m., PEREZ called a cellular telephone belonging to DANIEL BERROA, a/k/a "Bucks," the defendant.³ During this conversation, PEREZ stated: "Yo, Bucks ... You around, right? ... I'mma come see you for

has also admitted to purchasing marijuana from PEREZ in the past. The CS has further informed me, in substance and in part, that JULIAN REYNOSO, a/k/a "JuJu," the defendant, sells marijuana with PEREZ.

2 Based on my review of New York City Police Department ("NYPD") arrests reports, I have learned, in substance and in part, that REYNOSO was arrested on or about May 13, 2014 in the Bronx, for criminal possession of marijuana, and provided this cellular telephone number to law enforcement officers as his contact number. Further investigation by law enforcement, including subscriber information obtained from the service provider, has confirmed that the user of this cellphone number during this time period is REYNOSO.

3 Based on my review of NYPD complaint reports, I have learned, in substance and in part, that on or about December 23, 2013, BERROA reported a car accident to law enforcement, and provided this cellular telephone number to officers as his contact number. Further investigation by law enforcement, including subscriber information obtained from the service provider, has confirmed that the user of this cellphone number during this time period is BERROA.

two, for two halves bro." BERROA responded that he would be back in twenty minutes. Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ asked BERROA (who he refers to by his street-name, "Bucks"), his source of supply, for two half-ounces of marijuana.

c. On March 6, 2014, at approximately 7:02 p.m., PEREZ called BERROA. During this conversation, PEREZ asked: "[B]ro you in the building? ... I'm right here bro. Let me get one of those." BERROA responded: "What? Um, half? Or the whole thing?" PEREZ replied: "Yeah. The zip. The half." BERROA stated: "A'ight." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ asked BERROA for a half-ounce of marijuana.

d. On March 7, 2014, at approximately 3:31 p.m., PEREZ called REYNOSO. During this conversation, REYNOSO stated: "I'm about to go re-up too. I'm about to see what's up with Bucks ... You know what I mean? Ronnie gave me some wavy shit though the other day." PEREZ responded: "Ronnie got better bud though ... I just like to see Bucks it's 130 and right now I'm on the hustle to get the furniture and get these cases out and then ... You know what I mean? And that's the only reason why I'm seeing Bucks ... I go hard for that 130." REYNOSO stated: "I know you be reupping the most! Like thee and four times in a day!" Based on the context of these conversations, my familiarity with the investigation, and my training and experience, I believe that PEREZ and REYNOSO discussed their sources of supply for marijuana, and that "Ronnie" had higher quality marijuana than BERROA (referred to by his street-name, "Bucks"). REYNOSO also stated that PEREZ's marijuana business was busy, as he would get resupplied by BERROA multiple times per day.

e. On March 8, 2014, at approximately 10:27 p.m., PEREZ called BERROA. During this conversation, PEREZ stated: "Please tell me you in the building, bro." After indicating that he was not, BERROA replied: "I'm hit Still real quick, I'll hit you right back." At approximately 10:30 p.m., BERROA called PEREZ. During this conversation, BERROA told PEREZ: "[G]ive him like twenty minutes? You gonna be there?" PEREZ indicated that he would be. Based on the context of these conversations, my familiarity with the investigation, and my training and experience, I believe that PEREZ was stating that he hoped BERROA was around so that he (PEREZ) could purchase marijuana from BERROA. BERROA was stating that, because he was not around, he would call YAMIL LUNA, a/k/a "Still," the defendant (who he refers to by his street-name, "Still"), who might be around to

supply PEREZ with marijuana. BERROA called PEREZ back approximately 3 minutes later, to let PEREZ know that LUNA would be there in about 20 minutes to supply PEREZ in BERROA's absence.

f. On March 15, 2014, at approximately 9:15 p.m., PEREZ called BERROA. During this conversation, PEREZ asked BERROA if he was "in the building," and BERROA responded that he was not, but that "Still about to [be] there in five minutes. I told him to get over there." PEREZ responded: "Naaw, I don't want to deal with him, bro ... I'll wait for you, my nigga." BERROA replied: "[J]ust go he gonna give you the same shit." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ asked BERROA whether he was around to supply PEREZ with marijuana, and BERROA referred PEREZ to LUNA, who was en route, and told PEREZ that LUNA would sell PEREZ the same quality and type of marijuana that BERROA would have sold him.

g. On March 15, 2014, at approximately 9:37 p.m., PEREZ called a cellular telephone belonging to YAMIL LUNA, a/k/a "Still," the defendant.⁴ During this conversation, PEREZ asked LUNA, "[w]here you at?" and LUNA replied, "I'm right here, bro, I'm by Sedgwick, walking down the hill." PEREZ then asked, "let me get one of those, bro. Let me get half a zip ... You can bring it to my building?" LUNA replied, "[c]ome to Bucks' building, bro ... just call me when you're there ... I'm gonna be right there." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ, using coded language, asked LUNA for a half-ounce of marijuana. LUNA told PEREZ to come to BERROA's building (referred to by his street-name, "Bucks") in order to effect the marijuana sale.

h. On March 17, 2014, at approximately 4:36 p.m., PEREZ called REYNOSO. During this conversation, PEREZ told REYNOSO: "Yo, I'm gonna go re-up with this nigga, Bucks and then I'mma bag-up." REYNOSO replied: "I'm gonna hit you as soon as I get back. Re-up with Bucks, do what you gotta do and I'mma call you." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ told REYNOSO that he was going to get resupplied with marijuana from BERROA (referred to by his street-name, "Bucks"), then package the marijuana for street-level resale, and then meet with REYNOSO to sell it.

⁴ As further described herein, LUNA was arrested on or about February 26, 2014 for criminal sale of marijuana, and provided this cellular telephone number to law enforcement officers as his contact number.

i. On March 20, 2014, at approximately 9:58 p.m., PEREZ called REYNOSO. During this conversation, PEREZ asked whether REYNOSO had "been copping off Ronnie lately?" REYNOSO replied: "I been copping from everybody lately." REYNOSO also stated that Ronnie "got loud." PEREZ stated that he would call Ronnie. REYNOSO stated that he was "about to see Bucks real quick," to which PEREZ replied: "He's all out. Why you think ... I wouldn't be talking about Ronne then." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ and REYNOSO were discussing their sources of supply for marijuana - "Ronnie" and BERROA - and attempting to resupply from whomever had any marijuana to sell. REYNOSO told PEREZ that "Ronnie" had a certain type of marijuana ("loud") for sale.

j. On March 30, 2014, at approximately 11:34 a.m., PEREZ called BERROA. During this conversation, BERROA told PEREZ that he was "at work right now," but that "[t]hat nigga, Still, is around." PEREZ stated that he would call him (i.e., Still). Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ called BERROA for marijuana, and BERROA referred PEREZ to LUNA (i.e., "Still"), who was available to resupply PEREZ.

k. On March 30, 2014, at approximately 11:35 a.m., one minute after the call described in subparagraph (j) above, PEREZ called LUNA. During this conversation, PEREZ asked LUNA whether he was around, and LUNA replied: "Yeah, but this nigga Bucks ain't in the crib. I got the bud over at his crib, bro." PEREZ asked LUNA whether he had the key, and LUNA indicated that he did not. PEREZ stated that he had called Bucks, and that "he said you out here so call you." LUNA stated, "Let['s] call this nigga right now." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ called LUNA in order to be resupplied with marijuana, and LUNA told PEREZ that his supply was at BERROA's (again referred to by his street-name, "Bucks") apartment.

l. On March 30, 2014, at approximately 12:04 p.m., nine minutes after the call described in subparagraph (k) above, LUNA called PEREZ. During this conversation, PEREZ asked LUNA: "You want me to meet you in the building? In Bucks's building?" LUNA replied: "I'm about to go to Bucks's building. I'mma call you when I'm there, so you could walk out." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that LUNA called PEREZ as a follow-up to the conversations described above in subparagraphs (j) and (k), in order to supply marijuana to PEREZ, and LUNA told

PEREZ to meet him at BERROA's (again referred to by his street-name, "Bucks") apartment building.

m. On March 30, 2014, at approximately 1:07 p.m., PEREZ called LUNA. During this conversation, PEREZ asked LUNA: "Let me get two. Two halves, bro." LUNA responded: "Alright, copy." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ called LUNA for two half-ounces of marijuana.

n. On March 30, 2014, at approximately 6:46 p.m., PEREZ called LUNA. During this conversation, PEREZ asked LUNA whether he was "in the building?" and Luna replied: "Nah ... I'm waiting for this nigga, Bucks, bro ... he said he about to take the train right now. He about to be here in a few." PEREZ responded: "So, you got nothing!" Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ called LUNA for marijuana, and LUNA told PEREZ that he was waiting for BERROA to return so that he could be re-supplied.

o. On March 30, 2014, at approximately 8:08 p.m., LUNA called PEREZ. During this conversation, LUNA asked PEREZ: "you still need that, bro?" PEREZ responded: "Of course, nigga! Of course I need it, brother!" LUNA replied: "A'ight ... like in two minutes start ... walking to Bucks' building." PEREZ stated: "A'ight. Bet. Say no more." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that LUNA called PEREZ after he (LUNA) had met with BERROA, to see if PEREZ still needed the marijuana he was asking for in the conversation described above in subparagraph (n).

p. On March 30, 2014, at approximately 9:42 p.m., LUNA sent an SMS text-message to PEREZ, stating: "Take that to bucks he n da crib." At approximately 9:43 p.m., PEREZ responded to LUNA with the following SMS text-message: "Ima hit em Bro got chu." Based on the context of the messages, my familiarity with the investigation, and my training and experience, I believe that LUNA text-messaged PEREZ to tell PEREZ pay BERROA for the marijuana that he (PEREZ) had sold.

q. On April 1, 2014, at approximately 6:58 p.m., BERROA called PEREZ. During this conversation, BERROA told PEREZ "you can pull up now." PEREZ stated, "I want two. You heard bro?" BERROA replied: "Two what? One half?" and PEREZ responded: "Yeah, separated." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that BERROA was supplying PEREZ with two

half-ounces of marijuana, packaged separately for distribution.

r. On April 2, 2014, at approximately 8:35 p.m., PEREZ called BERROA. During this conversation, PEREZ stated: "Bucks, holla at me ASAP bro when you get that bro ... and I'mma let JuJu know too. 'Cause JuJu to cop of you earlier too." Based on the context of the conversation, my familiarity with the investigation, and my training and experience, I believe that PEREZ was asking BERROA to reach out to him when BERROA was in possession of marijuana for sale, and that PEREZ would also let REYNOSO (referred to by his street-name, "JuJu") know, as he also wanted to buy marijuana from BERROA.

6. I have reviewed criminal histories and NYPD arrest reports in connection with the charges contained herein. Based on my review of these documents and materials, I have learned the following, in substance and in part:

a. On or about August 15, 2012, DANIEL BERROA, a/k/a "Bucks," the defendant, was arrested by the NYPD on West Kingsbridge Road, in the Bronx, after he was observed selling marijuana. At the time of his arrest, BERROA was also found to be in possession of a substance which field tested positive for marijuana.

b. On or about November 23, 2013, SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," the defendant, was arrested on Webb Avenue, in the Bronx, while displaying in public view approximately seven clear ziplock baggies containing a substance which subsequently field tested positive for marijuana.

c. On or about February 26, 2014, YAMIL LUNA, a/k/a "Still," the defendant, was arrested by the NYPD on West Kingsbridge Road, in the Bronx, after selling marijuana to an undercover police officer. At the time of his arrest, LUNA was also found to be in possession of approximately 9 clear plastic bags containing a substance which field tested positive for marijuana.

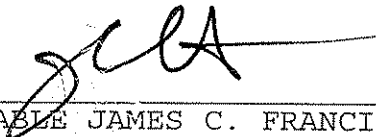
d. On or about May 15, 2014, JULIAN REYNOSO, a/k/a "JuJu," the defendant, was arrested by the NYPD on West Kingsbridge Road, in the Bronx, after selling marijuana to an undercover police officer. At the time of their arrest, REYNOSO was also found to be in possession of several clear plastic bags containing a substance which field tested positive for marijuana.

WHEREFORE, deponent respectfully requests that warrants be issued for the arrests of DANIEL BERROA, a/k/a "Bucks," SAGE PEREZ, a/k/a "Jamal Perez," a/k/a "Mango," JULIAN REYNOSO, a/k/a "JuJu," and YAMIL LUNA, a/k/a "Still," the defendants, and that they be arrested and imprisoned or bailed, as the case may be.



JOHN URENA
Detective
New York City Police Department

Sworn to before me this
22nd day of July 2014



HONORABLE JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF NEW YORK