

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
UNITED STATES OF AMERICA :

- v. - : SEALED
: INDICTMENT

FRANCIS SANTOS, :
a/k/a "Lucky," : 14 Cr. ____ ()
MANUEL SANTOS, and :
RALPHAEL GERMAN, :
a/k/a "Capo," :

Defendants. :

----- X
COUNT ONE

The Grand Jury charges:

1. From at least in or about 2013, up to and including on or about July 14, 2014, in the Southern District of New York and elsewhere, FRANCIS SANTOS, a/k/a "Lucky," MANUEL SANTOS, and RALPHAEL GERMAN, a/k/a "Capo," 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 FRANCIS SANTOS, a/k/a "Lucky," MANUEL SANTOS, and RALPHAEL GERMAN, a/k/a "Capo," 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 substances that FRANCIS SANTOS, a/k/a "Lucky," MANUEL SANTOS, and RALPHAEL GERMAN, a/k/a "Capo," the defendants, conspired to distribute and possess with the intent to distribute were: (a) mixtures and substances containing a detectable amount of cocaine, its salts, optical and geometric isomers, and salts of isomers, in violation of 21 U.S.C. § 841(b) (1) (C); and (b) mixtures and substances containing a detectable amount of marijuana, in violation of 21 U.S.C. § 841(b) (1) (D).

OVERT ACTS

4. In furtherance of the conspiracy and to effect the illegal objects thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about November 25, 2013, FRANCIS SANTOS, a/k/a "Lucky," and RALPHAEL GERMAN, a/k/a "Capo," the defendants, sold 4 bags of marijuana to an undercover police officer in the vicinity of Andrews Avenue in the Bronx, New York.

b. On or about March 26, 2014, MANUEL SANTOS, the defendant, sold marijuana in the vicinity of Andrews Avenue in the Bronx, New York.

c. On or about November 19, 2013, RALPHAEL GERMAN, the defendant, sold 5 tin foil packages of cocaine to an

undercover police officer in the vicinity of Andrews Avenue in the Bronx, New York.

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

FORFEITURE ALLEGATION

5. As a result of committing the controlled substance offense charged in Count One of this Indictment, FRANCIS SANTOS, a/k/a "Lucky," MANUEL SANTOS, and RALPHAEL GERMAN, a/k/a "Capo," the defendants, shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the offense 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 offense charged in Count One of this Indictment.

Substitute Assets Provision

6. If any of the above-described forfeitable property, as a result of any act or omission of FRANCIS SANTOS, a/k/a "Lucky," MANUEL SANTOS, and RALPHAEL GERMAN, a/k/a "Capo," 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;

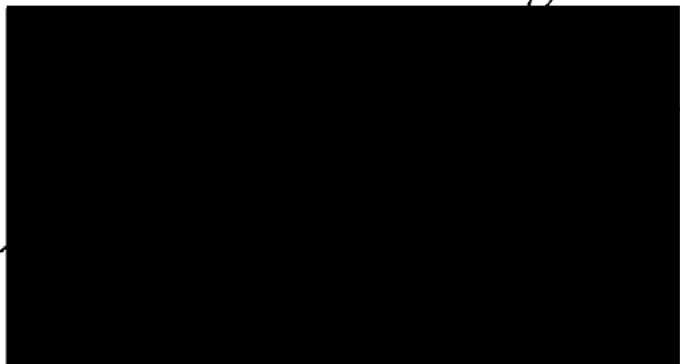
c. has been placed beyond the jurisdiction of the Court;

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 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Section 853.)



Preet Bharara
PREET BHARARA *AK*
United States Attorney

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(21 U.S.C. § 846.)

PREET BHARARA

United States Attorney.

