

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 :
 UNITED STATES OF AMERICA :
 :
 - v. - :
 :
 PHILLIP LLENAS, :
 a/k/a "Bemba," :
 FRANKLIN ABREU, :
 SHERMAN ALSTON, :
 a/k/a "Sherm," :
 VICTOR ANDRADES, :
 a/k/a "Fat Man," :
 JAMES FERNANDEZ, :
 a/k/a "Burg," :
 a/k/a "Burger," :
 FERNANDO GUERRERO, :
 JOSE PEREYRA, :
 a/k/a "Nano," :
 MENSUR RADONCIC, :
 a/k/a "Stu," :
 KEENAN SOTO, :
 a/k/a "Chinito," and :
 KARL ZARATE, :
 :
 Defendants. :
 :
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SEALED
INDICTMENT

14 Cr. 268

COUNT ONE

The Grand Jury charges:

1. From at least in or about 2013, up to and including in or about April 2014, in the Southern District of New York and elsewhere, PHILLIP LLENAS, a/k/a "Bemba," FRANKLIN ABREU, SHERMAN ALSTON, a/k/a "Sherm," VICTOR ANDRADES, a/k/a "Fat Man," JAMES FERNANDEZ, a/k/a "Burg," a/k/a "Burger," FERNANDO GUERRERO, JOSE PEREYRA, a/k/a "Nano," MENSUR RADONCIC, a/k/a

"Stu," KEENAN SOTO, a/k/a "Chinito," and KARL ZARATE, 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 PHILLIP LLENAS, a/k/a "Bemba," FRANKLIN ABREU, SHERMAN ALSTON, a/k/a "Sherm," VICTOR ANDRADES, a/k/a "Fat Man," JAMES FERNANDEZ, a/k/a "Burg," a/k/a "Burger," FERNANDO GUERRERO, JOSE PEREYRA, a/k/a "Nano," MENSUR RADONCIC, a/k/a "Stu," KEENAN SOTO, a/k/a "Chinito," and KARL ZARATE, the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance that PHILLIP LLENAS, a/k/a "Bemba," FRANKLIN ABREU, SHERMAN ALSTON, a/k/a "Sherm," VICTOR ANDRADES, a/k/a "Fat Man," JAMES FERNANDEZ, a/k/a "Burg," a/k/a "Burger," FERNANDO GUERRERO, JOSE PEREYRA, a/k/a "Nano," MENSUR RADONCIC, a/k/a "Stu," KEENAN SOTO, a/k/a "Chinito," and KARL ZARATE, the defendants, conspired to distribute and possess with the intent to distribute was five kilograms or more of mixtures and substances containing a detectable amount of cocaine, in violation of 21 U.S.C. § 841(b)(1)(A).

4. During the period charged in the Indictment, the conspiracy maintained a stash location for its cocaine at a residence on Orloff Avenue in the Bronx, New York. The conspiracy is referred to below as the Orloff Organization.

5. During the period charged in the Indictment, the Orloff Organization distributed cocaine in and around Westchester County, New York; Orange County, New York; Albany County, New York; and the Bronx, New York.

OVERT ACTS

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

a. On or about February 24, 2014, FERNANDO GUERRERO, the defendant, had phone conversations and exchanged text messages with a co-conspirator not named as a defendant herein regarding the transfer of 150 grams of cocaine to GUERRERO.

b. On or about February 25, 2014, JAMES FERNANDEZ, a/k/a "Burg," a/k/a "Burger," and MENSUR RADONCIC, a/k/a "Stu," the defendants, had a phone conversation regarding cocaine belonging to the Orloff Organization.

c. On or about March 3, 2014, FERNANDEZ and RADONCIC had a phone conversation regarding cocaine belonging to the Orloff Organization.

d. On or about March 6, 2014, FERNANDEZ and VICTOR ANDRADES, a/k/a "Fat Man," the defendant, had a phone conversation regarding cocaine belonging to the Orloff Organization.

e. On or about March 6, 2014 and March 7, 2014, KARL ZARATE, the defendant, and two co-conspirators not named as defendants herein, had phone conversations and exchanged text messages regarding the delivery of over 800 grams of cocaine to ZARATE in Newburgh, New York.

f. On or about March 10, 2014 and March 11, 2014, PHILLIP LLENAS, a/k/a "Bemba," and JOSE PEREYRA, a/k/a "Nano," had phone conversations and exchanged text messages regarding the transfer of 9 kilograms of cocaine to PEREYRA.

g. On or about March 15, 2014, LLENAS and PEREYRA exchanged text messages regarding the Orloff Organization's receipt of 25 kilograms of cocaine in the Bronx, New York.

h. On or about March 15, 2014, FERNANDEZ and FRANKLIN ABREU, the defendant, had a phone conversation regarding the Orloff Organization's receipt of 25 kilograms of cocaine in the Bronx, New York.

i. On or about March 22, 2014, FERNANDEZ and KEENAN SOTO, a/k/a "Chinito," the defendant, had phone conversations regarding the transfer of 200 grams of cocaine to SOTO.

j. On or about March 25, 2014, FERNANDEZ and SHERMAN ALSTON, a/k/a "Sherm," the defendant, exchanged a series of text messages regarding the transfer of approximately 100 grams of cocaine to ALSTON.

k. On or about April 1, 2014, FERNANDEZ and ANDRADES had a phone conversation regarding the transfer of 400 grams of cocaine to ANDRADES.

l. On or about April 1, 2014, FERNANDEZ and ABREU had a phone conversation regarding the transfer of 400 grams of cocaine to ANDRADES.

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

FORFEITURE ALLEGATION

7. As a result of committing the controlled substance offense alleged in Count One of this Indictment, PHILLIP LLENAS, a/k/a "Bemba," FRANKLIN ABREU, SHERMAN ALSTON, a/k/a "Sherm," VICTOR ANDRADES, a/k/a "Fat Man," JAMES FERNANDEZ, a/k/a "Burg," a/k/a "Burger," FERNANDO GUERRERO, JOSE PEREYRA, a/k/a "Nano," MENSUR RADONCIC, a/k/a "Stu," KEENAN SOTO, a/k/a "Chinito," and KARL ZARATE, 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 said defendants obtained directly or indirectly as a result of the violation and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of the violation alleged

in Count One of this Indictment, including but not limited to a sum in United States currency representing the amount of proceeds obtained as a result of the offense.

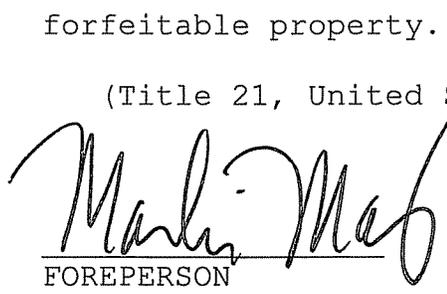
Substitute Assets Provision

8. 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 Title 21, United States Code, Section 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) and 853.)


FOREPERSON


PREET BHARARA
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

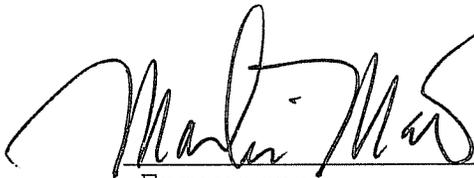
PHILLIP LLENAS, et al.,

Defendants.

SEALED INDICTMENT

14 Cr.

(21 U.S.C. § 846.)



Foreperson.

PREET BHARARA

United States Attorney.
