

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
EDWIN E. SCOTT	:	VIOLATIONS:
HOWARD A. WILLIS	:	21 U.S.C. § 846 (conspiracy to distribute
	:	50 grams or more of cocaine base
	:	("crack") - 1 count)
	:	21 U.S.C. § 841(a)(1) (distribution of
	:	50 grams or more of cocaine base
	:	("crack") - 2 counts)
	:	21 U.S.C. § 841(a)(1) (distribution of
	:	5 grams or more of cocaine base ("crack")
	:	- 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute 50 grams or more of
	:	cocaine base ("crack") - 2 counts)
	:	18 U.S.C. 924(c)(1)(A) (possession of a
	:	firearm in furtherance of a drug
	:	trafficking crime - 1 count)
	:	18 U.S.C. § 2 (aiding & abetting)
	:	Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From on or about June 20, 2006, to on or about August 24, 2006, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

EDWIN E. SCOTT and
HOWARD A. WILLIS

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with intent to distribute 50 grams or more,

that is, approximately 360 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack cocaine”), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendant HOWARD A. WILLIS supplied defendant EDWIN E. SCOTT with crack cocaine.

3. Defendant EDWIN E. SCOTT sold the crack cocaine he received from defendant HOWARD A. WILLIS to defendant SCOTT’s customers in Philadelphia, Pennsylvania and elsewhere.

4. After defendant EDWIN E. SCOTT sold the crack cocaine provided to him by defendant HOWARD A. WILLIS, defendant SCOTT gave defendant WILLIS most of the drug proceeds for those sales, keeping a small part of those drug proceeds for himself.

5. Defendants EDWIN E. SCOTT and HOWARD A. WILLIS used cellular telephones to coordinate their drug trafficking activities.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendants EDWIN E. SCOTT and HOWARD A. WILLIS committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

The June 20, 2006 Sale of Approximately 12.1 Grams of Crack Cocaine

1. On or about June 20, 2006, defendant EDWIN E. SCOTT drove a 2002 black Lincoln Navigator, registered to Edwin Scott, PA registration GHE6679, (the Lincoln Navigator) to meet with a law enforcement officer acting in an undercover capacity as a drug dealer (the undercover officer), and sold and delivered approximately 12.1 grams of crack cocaine to the undercover officer for which defendant SCOTT was paid \$450.

The July 24, 2006 Sale of Approximately 123 Grams of Crack Cocaine

On or about July 27, 2006:

2. Defendant EDWIN E. SCOTT spoke by telephone with the undercover officer and arranged to sell approximately one-quarter pound of crack cocaine to the undercover officer for \$3,250.

3. Defendant HOWARD A. WILLIS drove a 2005 Chevrolet Silverado pickup truck, registered to Howard Willis, PA registration PD7860K, to defendant EDWIN E. SCOTT's residence located at 953 Brill Street in Philadelphia, where defendant WILLIS delivered approximately one quarter pound (123 grams) of crack cocaine to defendant SCOTT.

4. After receiving the crack cocaine from defendant HOWARD A. WILLIS, defendant EDWIN E. SCOTT drove the Lincoln Navigator to a prearranged location, where he met with the undercover officer, and then sold and delivered approximately 123 grams of crack

cocaine to the undercover officer, for which defendant SCOTT was paid \$3,250 in cash.

The August 3, 2006 Sale of Approximately 122 Grams of Crack Cocaine

On or about August 3, 2006:

5. Defendant EDWIN E. SCOTT spoke by telephone with the undercover officer and arranged to sell approximately one-quarter pound of crack cocaine to the undercover officer.

6. Defendant HOWARD A. WILLIS drove a silver Ford Taurus registered to Enterprise Leasing Company, (the Ford Taurus) to defendant EDWIN E. SCOTT's residence at 953 Brill Street in Philadelphia, and delivered approximately one-quarter pound (122 grams) of crack cocaine to defendant SCOTT.

7. After receiving the crack cocaine from defendant HOWARD A. WILLIS, defendant EDWIN E. SCOTT drove the Lincoln Navigator to meet with the undercover officer at a prearranged location, and then sold and delivered approximately 122 grams of crack cocaine to the undercover officer, for which defendant SCOTT was paid \$3,250 in cash.

The August 24, 2006 Sale of Approximately 115 Grams of Crack Cocaine

On or about August 24, 2006:

8. Defendant EDWIN E. SCOTT spoke by telephone with the undercover officer and arranged to sell approximately one-quarter pound of crack cocaine to the undercover officer.

9. Later the same day, as defendant HOWARD A. WILLIS drove the silver Ford Taurus to defendant EDWIN E. SCOTT's residence to deliver crack cocaine, he was stopped by law enforcement agents, who recovered approximately one-quarter pound (115

grams) of crack cocaine and approximately \$719 in U.S. currency from defendant WILLIS, and a cell phone from the Ford Taurus that defendant WILLIS had been driving.

Defendant EDWIN E. SCOTT'S Possession of Contraband

On or about August 24, 2006:

10. Inside his residence at 953 Brill Street in Philadelphia, defendant EDWIN E. SCOTT possessed \$619.00 in U.S. currency and drug paraphernalia, including a digital scale and numerous empty plastic bags used to package drugs.

11. Inside defendant EDWIN E. SCOTT's Lincoln Navigator, defendant SCOTT possessed approximately 6.2 grams of powder cocaine.

Defendant HOWARD A. WILLIS' Possession of Contraband

12. Inside his residence at 6425 Hasbrook Street in Philadelphia, Pennsylvania, defendant HOWARD A. WILLIS possessed:

- (a) approximately 53.3 grams of crack cocaine;
- (b) approximately \$6,842 in U.S. currency;
- (c) 5 firearms, including:
 - (1) a loaded .40 caliber Taurus handgun;
 - (2) a Cobray M-11 9 mm pistol;
 - (3) a Marlin .22 caliber rifle, serial number 18479136;
 - (4) a Remington 12 gauge Model 1100 shotgun, serial number DU811568; and
 - (5) a Winchester 12 gauge Model 1400 shotgun, serial number N821871;

- (d) hundreds of rounds of ammunition; and
- (e) drug paraphernalia, including a digital scale and a cutting agent for cocaine.

All in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(A).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 20, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendant

EDWIN E. SCOTT

knowingly and intentionally distributed 5 grams or more, that is, approximately 12.1 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 27, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**EDWIN E. SCOTT and
HOWARD A. WILLIS**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, 50 grams or more, that is, approximately 123 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 3, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**EDWIN E. SCOTT and
HOWARD A. WILLIS**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, 50 grams or more, that is, approximately 122 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A), and Title 18, United States Code, Section 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 24, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendant

HOWARD A. WILLIS

knowingly and intentionally possessed with intent to distribute 50 grams or more, that is, approximately 115 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 24, 2006, inside his residence located in the 6400 block of Hasbrook Avenue, Philadelphia, in the Eastern District of Pennsylvania, defendant

HOWARD A. WILLIS

knowingly and intentionally possessed with intent to distribute 50 grams or more, that is, approximately 53.3 grams, of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 24, 2006, in Philadelphia, in the Eastern District of Pennsylvania, defendant

HOWARD A. WILLIS

knowingly possessed a firearm, that is:

- (1) a Cobray M-11 9 mm pistol, serial number 840000088,
- (2) a Taurus .40 caliber pistol, serial number SOC56967,
- (3) a Marlin .22 caliber rifle, serial number 18479136;
- (4) Remington 12 gauge Model 1100 shotgun, serial number DU811568; and
- (5) Winchester 12 gauge Model 1400 shotgun, serial number N821871;

and ammunition for these firearms, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with the intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

All in violation of Title 18, United States Code, Section 924(c)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

FORFEITURE - 21 U.S.C. § 853

1. As a result of the violations of Title 21, United States Code, Sections 841(a)(1) and 846, set forth in this indictment, defendants

**EDWIN E. SCOTT and
HOWARD A. WILLIS**

shall forfeit to the United States of America:

(a) Any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of such violations, including the following:

- (1) residence at 953 Brill Street, Philadelphia, Pennsylvania;
- (2) Black 2002 Lincoln Navigator, PA registration GHE 6779, registered to Edwin Scott;
- (3) residence at 6425 Hasbrook Avenue, Philadelphia, Pennsylvania; and
- (4) 2005 Chevrolet Silverado pickup truck, PA registration PD7860K, registered to Howard Willis;

(b) Any property constituting, or derived from, any proceeds obtained directly or indirectly as a result of such violations, including the following:

- (1) \$619.00 seized on August 24, 2006 from defendant EDWIN E. SCOTT;
- (2) \$719.00 seized on August 24, 2006 from HOWARD A. WILLIS; and

(3) \$6,842.00 seized on August 24, 2006 from 6425 Hasbrook Avenue, Philadelphia, Pennsylvania.

2. If any of the property described above as being subject to forfeiture, as a result of any act of 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 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Section 853.

FORFEITURE - 18 U.S.C. § 924(d)

3. As a result of the violation of Title 18, United States Code, Section 924(c)(1), set forth in this indictment, defendant

HOWARD A. WILLIS

shall forfeit to the United States of America the firearms and ammunition involved in the commission of such offense, including, but not limited to:

- (a) a Cobray M-11 9 mm pistol, serial number 840000088;
- (b) a Taurus .40 caliber pistol, serial number SOC56967;

- (c) a Marlin .22 caliber rifle, serial number 18479136;
- (d) a Remington 12 gauge Model 1100 shotgun, serial number DU811568;
- (e) a Winchester 12 gauge Model 1400 shotgun, serial number N821871;
- (f) ammunition - 24 Remington 9 mm bullets;
- (g) ammunition - 68 PMC 9 mm bullets;
- (h) ammunition - 3 Federal 30-06 caliber bullets;
- (I) ammunition - 5 Speer 40 caliber bullets;
- (j) ammunition - 5 Remington 40 caliber bullets;
- (k) ammunition - 295 Remington 22 caliber bullets;
- (l) ammunition - 100 PMC 40 caliber bullets;
- (m) ammunition - 20 Winchester-Western 30-06 caliber bullets; and
- (n) ammunition - 100 Winchester-Western 12 caliber bullets.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney