

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

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL NO.</b> _____
<b>v.</b>	:	<b>DATE FILED:</b> _____
<b>LUIS RIVERA,</b>	:	<b>VIOLATIONS:</b>
<b>a/k/a “June,”</b>	:	<b>21 U.S.C. § 846</b>
<b>ROY PATCHELL</b>	:	<b>(conspiracy to distribute and possession</b>
<b>ANGEL LUIS LEON</b>	:	<b>with intent to distribute 5 kilograms or</b>
<b>ANNA ESPADA</b>	:	<b>more of cocaine -1 count)</b>
<b>JOSE SANTIAGO</b>	:	<b>21 U.S.C. § 841(a)(1),(b)(1)(A) (possession</b>
	:	<b>with intent to distribute 5 kilograms or</b>
	:	<b>more of cocaine - 1 count)</b>
	:	<b>21 U.S.C. § 841(a)(1),(b)(1)(B) (possession</b>
	:	<b>with intent to distribute 500 grams or</b>
	:	<b>more of cocaine - 1 count)</b>
	:	<b>21 U.S.C. § 841(a)(1) (distribution of</b>
	:	<b>Methelenedioxymethamphetamine</b>
	:	<b>(“ecstasy”) - 1 count)</b>
	:	<b>21 U.S.C. § 856 (a)(2) (maintaining drug-</b>
	:	<b>involved premises - 2 counts)</b>
	:	<b>18 U.S.C. § 924(c) (use of a firearm in the</b>
	:	<b>commission of a drug trafficking offense -2</b>
	:	<b>counts)</b>
	:	<b>18 U.S.C. § 2 (aiding and abetting)</b>
	:	<b>21 U.S.C. § 853 notices of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. From at least on or about June 28, 2007, through on or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**LUIS RIVERA,  
a/k/a “June,” and  
ROY PATCHELL**

knowingly and intentionally conspired and agreed, together and with other persons unknown to the grand jury, to distribute and possess with intent to distribute 5 kilograms or more, that is approximately 35 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A) .

#### **MANNER AND MEANS**

2. It was part of the conspiracy that defendant LUIS RIVERA stored cocaine and proceeds from cocaine sales at defendant ROY PATCHELL's residence at 5048 F Street, in Philadelphia, Pennsylvania, and at another address owned by defendant PATCHELL, at 6820 Bustleton Avenue in Philadelphia, Pennsylvania.

#### **OVERT ACTS**

In furtherance of the conspiracy, and to accomplish its objects, defendants LUIS RIVERA and ROY PATCHELL, and others unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania, and elsewhere:

On or about July 1, 2007;

1. Defendant LUIS RIVERA spoke by telephone with a buyer who was interested in purchasing cocaine from him, stated that he had to retrieve the cocaine, and would meet him at a location where he would sell him the cocaine.
2. Defendant LUIS RIVERA went to defendant ROY PATCHELL's F Street address, where he received 2 kilograms of cocaine from defendant PATCHELL.
3. Defendant LUIS RIVERA delivered 2 kilograms to a buyer.

4. Defendants LUIS RIVERA and ROY PATCHELL possessed 4 kilograms of cocaine, and six firearms, inside Patchell's residence at 5048 F Street, in Philadelphia.

5. Defendants ROY PATCHELL and LUIS RIVERA possessed for distribution approximately 29 kilograms of cocaine at 6820 Bustleton Avenue, in Philadelphia.

All in violation of Title 21, United States Code, Sections 846.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**LUIS RIVERA,  
“a/ka/ June, and  
ROY PATCHELL**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, 5 kilograms or more, that is, approximately 35 kilograms, of a mixture and substance containing a detectable amount of cocaine, 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 THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania,  
defendant

**ROY PATCHELL**

managed and controlled a building located at 5048 F Street, Philadelphia, Pennsylvania, as an owner, and knowingly and intentionally rented, leased, and made available for use this building for the purpose of unlawfully storing a controlled substance, that is, cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 856(a)(2).

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania,  
defendant

**ROY PATCHELL**

managed and controlled a building located at 6820 Bustleton Avenue, Philadelphia,  
Pennsylvania, as an owner, and knowingly and intentionally rented, leased, and made available  
for use this building for the purpose of unlawfully storing a controlled substance, that is, cocaine,  
a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 856(a)(2).

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania,  
defendant

**ROY PATCHELL**

knowingly possessed a firearm, that is: (1) a Smith & Wesson, 357 magnum revolver, serial number BHT9963; (2) a Colt Anaconda, serial number MM67315; (3) a Walther P99, serial number FAC0744; (4) a Walther 380, serial number S148351; (5) a Berretta Tomcat, serial number DAA263346 and (6) a Maverick Mossberg 88 shotgun, serial number MV26893K, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, conspiracy to distribute and possession with intent to distribute cocaine, in violation of Title 21, United States Code, Section 846, and possession with intent to distribute cocaine, in violation of Title 21, United States Code, Section, 841(a)(1).

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

**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania,  
defendant

**ANGEL LUIS LEON**

knowingly and intentionally possessed with intent to distribute 500 grams or more, that is, approximately 2 kilograms, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

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

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about July 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania,  
defendant

**ANGEL LUIS LEON**

knowingly possessed a firearm, that is, Smith & Wesson, 9mm, model 908, 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).

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

**COUNT EIGHT**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about March 21, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**ANGEL LUIS LEON,  
ANNA ESPADA, and  
JOSE SANTIAGO**

knowingly and intentionally distributed, and aided and abetted the distribution of Methelenedioxymethamphetamine (“ecstasy”), a Schedule I controlled substance.

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

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

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

**LUIS RIVERA,  
a/k/a “June,” and  
ROY PATCHELL**

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 offenses, including, but not limited to:

Jeep Commander, Pennsylvania registration number GGC-3217;

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses, including, but not limited to, the sum of \$217,421; and the real estate located at 5048 F Street, Philadelphia, Pennsylvania; 6820 Bustleton Avenue, Philadelphia, Pennsylvania; and 3125 Cooper Avenue, Pennsauken, New Jersey; and

(c) (1) a Smith & Wesson, 357 magnum revolver, serial number BHT9963; (2) a Colt Anaconda, serial number MM67315; (3) a Walther P99, serial number FAC0744; (4) a Walther 380, serial number S148351; (5) a Berretta Tomcat, serial number DAA263346 and (6) a Maverick Mossberg 88 shotgun, serial number MV26893K.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant(s):

(a) cannot be located upon the exercise of due diligence;

- (b) has been transferred or sold to, or deposited with, a third party;
- (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 divided 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 the defendants up to the value of the property subject to forfeiture.

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

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violations of Title 21, United States Code, Section 841(a)(1), set forth in this indictment, defendant

**ANGEL LUIS LEON**

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 offenses, including, but not limited to: (1) 1966 Buick Skylark, Pennsylvania registration number GNZ-1417; (2) 1964 Chevrolet Impala, Pennsylvania registration number ELX-2702; (3) a 2000 Volkswagen Beetle, Pennsylvania registration number GNZ-7961; (4) a 2006 Harley Davidson motorcycle, Pennsylvania registration number SYF-88 and (5) a 2006 Honda motorcycle, Pennsylvania registration number KHP-80;

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses, including, but not limited to, the sum of \$35,408; and

(c) a Smith & Wesson, 9mm, model number 908, serial number VDL1023.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (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 divided 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 the defendants up to the value of the property subject to forfeiture.

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

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

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

**ROY PATCHELL**

shall forfeit to the United States of America all firearms and ammunition involved in the commission of such offenses, including, but not limited to: (1) a Smith & Wesson, 357 magnum revolver, serial number BHT9963; (2) a Colt Anaconda, serial number MM67315; (3) a Walther P99, serial number FAC0744; (4) a Walther 380, serial number S148351; (5) a Berretta Tomcat, serial number DAA263346 and a Maverick Mossberg 88 shotgun, serial number MV26893K.

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

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

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

**ANGEL LUIS LEON**

shall forfeit to the United States of America all firearms and ammunition involved in the commission of such offenses, including, but not limited to: a Smith & Wesson, 9mm, model number 908, serial number VDL1023.

**A TRUE BILL:**

**GRAND JURY FOREPERSON**

**PATRICK L. MEEHAN**  
**United States Attorney**