

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

**UNITED STATES OF AMERICA** : **CRIMINAL NO.** \_\_\_\_\_  
**v.** : **DATE FILED:** \_\_\_\_\_

\_\_\_\_\_  
**DAWUD BEY,** : **VIOLATIONS:**  
**a/k/a "Cool"** : **18 U.S.C. § 1512(k) (conspiracy to**  
: **tamper with witnesses - 1 count)**  
: **18 U.S.C. § 1512(b) (tampering with a**  
: **witness - 4 counts)**

**INDICTMENT**

**COUNT ONE**

**CONSPIRACY TO TAMPER WITH WITNESSES**  
**18 U.S.C. § 1512(k)**

**THE GRAND JURY CHARGES THAT:**

1. From in or about December 2003 to in or about January 2005, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere, defendant

**DAWUD BEY,**  
**a/k/a "Cool,"**

conspired and agreed with Kaboni Savage, charged elsewhere, and with others known and unknown to the grand jury, to knowingly use intimidation, threaten, and corruptly persuade other persons, with the intent to influence, delay, and prevent the testimony of persons in an official proceeding, that is, the federal trial of defendant DAWUD BEY, Kaboni Savage, and others.

## MANNER AND MEANS

2. \_\_\_\_\_ The manner and means used by the defendant and his co-conspirators to further the goals of the conspiracy, and to achieve its purposes, included the following:

(a) Defendant DAWUD BEY, Kaboni Savage, and others personally threatened and intimidated witnesses, namely, Eugene Coleman, a/k/a “Twin,” Paul Daniels, Craig Oliver, Robert Wilks, and Malik Jones, and the family members of those witnesses, which witnesses they believed may testify against them and their associates at the federal trial of defendant DAWUD BEY, Kaboni Savage, and others (herein referred to as “the trial”).

(b) Defendant DAWUD BEY and others approached the family members of witnesses in public places, in order to intimidate them, and to corruptly persuade witnesses to forbear from testifying, or to testify falsely, at the trial.

(c) Defendant DAWUD BEY, Kaboni Savage, and others passed messages to their associates and to their family members at the visiting room of the Federal Detention Center in Philadelphia (FDC - Philadelphia), in order to communicate threats to others.

(d) Defendant DAWUD BEY, Kaboni Savage, used the telephones at FDC - Philadelphia, to communicate to their associates and to their family members, in order to have them relay threats to others.

(e) Defendant DAWUD BEY, Kaboni Savage, and others used the plumbing system at FDC - Philadelphia (known as “the bowl”) to communicate threats and to persuade others to communicate threats to other inmates and detainees housed in FDC - Philadelphia.

## OVERT ACTS

3. In furtherance of the conspiracy, and to effect the objects and purposes thereof, the defendants, and other co-conspirators not named as defendants, committed various overt acts, including but not limited to the following:

(1) In or about late December 2003, in Philadelphia, defendant DAWUD BEY approached a person known to the grand jury as V.C., and told V.C. to talk to his brother, "Twin" (witness Eugene Coleman), and convince Twin to not testify at the pending federal trial of BEY, Kaboni Savage, and others.

(2) In or about late July 2004, in Philadelphia, defendant DAWUD BEY conveyed a threat to witness Eugene Coleman, via another inmate at the Federal Detention Center in Philadelphia, that BEY would kill Coleman, also noting that Coleman's family had not moved.

(3) In or about late July to early August 2004, in Philadelphia, defendant DAWUD BEY threatened witness Paul Daniels, by telling Paul Daniels that he was "not exempt," that he was putting his family in danger by testifying at the trial of DAWUD BEY and Kaboni Savage, and that all BEY had to do was make one telephone call to make his "magic happen."

(4) On or about November 29, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage complained to each other about a Captain at FDC - Philadelphia for denying them visits, with BEY declaring, "he got me mad all over again, where I wanna fuck the Captain up," to which Kaboni Savage replied, "I wanna blow his head off. I want everybody to know it, too."

(5) On or about December 8, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage discussed killing witness Paul Daniels and his mother, with Savage stating, “I’d rather just kill his motherfuckin’ mom.” Regarding another witness, Savage stated, “I want his, I want his, them people. Bad, man.”

(6) On or about December 8, 2004, in Philadelphia, defendant DAWUD BEY complained to Kaboni Savage that some inmates had taught other inmates to cooperate with law enforcement, stating, “Teach him how to shut the fuck up.” BEY further related that he got witness Paul Daniels to admit that he wanted to cooperate with law enforcement, stating, “As soon as he told me, . . . I twist up so hard on that nigga. Oh man, oh man . . . I put it in front of everybody.”

(7) On or about December 10, 2004, in Philadelphia, defendant DAWUD BEY told Kaboni Savage that BEY had passed a message to a person known to the grand jury as K.S., a/k/a “Da,” to get information regarding witness Paul Daniels’ mother, and to provide the information back to BEY and Kaboni Savage. Kaboni Savage replied by directing BEY to target the girlfriend and infant child of witness Paul Daniels, in lieu of Paul Daniels’ mother, stating, “Gotta get Tosha’s ass . . . Tosha and that little bitchy baby he got.”

(8) On or about December 10, 2004, in Philadelphia, defendant DAWUD BEY discussed witnesses with Kaboni Savage, and stated, “You can’t bring another nigga, ever . . . Your books is closed, man . . .”

(9) On or about December 10, 2004, in Philadelphia, defendant DAWUD BEY advised Kaboni Savage to beware of co-defendant Malik Jones, and to monitor Jones’ lawyer’s actions, stating, “That’s another thing why I was so pressing to get the conference

because I know with me questioning the lawyers in front of each other and in front of other lawyers, this is how we're going to be able to see who lawyer was bullshitting because that motherfucker um . . . Malik lawyer . . . I was on them niggas' heads down there, man, and I wanted, and I also love my people enough that I don't want these niggas to sell their fucking soul for something that they might not have to sell their soul for. Ain't no reason to sell your soul, but here it is, you're going to have Malik . . .”

(10) On or about December 10, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage discussed whether co-defendant Malik Jones was cooperating with law enforcement, and, via the FDC - Philadelphia plumbing system, asked another inmate about Malik Jones, then asked Malik Jones about whether he spoke to federal agents at the courthouse, with Kaboni Savage telling Malik Jones, “Tell that cop I said ‘fuck him,’ Malik.”

(11) On or about December 10, 2004, in Philadelphia, defendant DAWUD BEY told Kaboni Savage that people tried to attack witness Craig Oliver, stating, “You know when we was out we tried to do something to Craig at the courthouse . . . Like somebody tried to blitz, blitz his ass on his way to court.”

(12) On or about December 13, 2004, in Philadelphia, defendant DAWUD BEY, in discussing an unknown witness, told Kaboni Savage, “I'm gonna kill that nigga when I get out,” to which Kaboni Savage agreed, “Yeah, he got to go.”

(13) On or about December 15, 2004, in Philadelphia, defendant DAWUD BEY recounted to Kaboni Savage a conversation BEY had with witness Paul Daniels, in which BEY had threatened Paul Daniels, stating, “He hates you more than he fears you . . . I said, ‘You act like you don't give a fuck about Bon,’ and he said, ‘I don't give a fuck about him,’ . . . I said,

‘How you ain’t gonna give a fuck about him when his motherfucking life is on the line? What makes you think your kids, your family’s any more important than his?’”

(14) On or about December 16, 2004, in Philadelphia, defendant DAWUD BEY, using the plumbing system at FDC - Philadelphia, asked witness Craig Oliver if was “cool,” that is, if he was not cooperating with law enforcement, and reminded Craig Oliver that people associated with BEY knew where Craig Oliver’s parents lived.

(15) On or about December 16, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage discussed the two children of a cooperating witness, with Kaboni Savage stating, “Kill both them little bastards. Hit them with a 12-gauge Mossberg,” to which BEY responded, “I know they’re putting pressure on them niggas, though.”

(16) On or about December 16, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage discussed killing Craig Oliver. Referring to cooperating witnesses, BEY told Kaboni Savage, “our tactics is plain and simple. We gonna track ‘em down and we gonna kill ‘em.”

(17) On or about December 18, 2004, in Philadelphia, defendant DAWUD BEY, via the FDC - Philadelphia plumbing system, instructed another inmate to arrange for someone to ascertain the address of a person connected to BEY’s case.

(18) On or about December 19, 2004, in Philadelphia, defendant DAWUD BEY and Kaboni Savage discussed witness Paul Daniels, with Kaboni Savage stating, “Man, all them motherfuckers coward ass. And I’m gonna kill all them sons of bitches, and they babies.”

(19) On or about December 21, 2004, in Philadelphia, defendant DAWUD BEY told Kaboni Savage about BEY confronting Paul Daniels in the FDC - Philadelphia visiting room, regarding Paul Daniels' cooperation with law enforcement. BEY also recounted how he told Paul Daniels, "I'm telling you, 'P,' snitching ain't cool . . . your ass is on the line, your life is on the line."

(20) On or about December 21, 2004, in Philadelphia, defendant DAWUD BEY told Kaboni Savage that BEY had inmates in Wing 5-North of FDC -Philadelphia under control, stating, "I have 5, 5 North on lock, dog . . . Just holding everybody down . . . see nobody get fucked up." BEY further stated, "we ain't gonna let niggas get away with nothing." Savage responded, "They gonna pay though . . . These snitches had they way for too long."

(21) On or about December 24, 2004, in Philadelphia, defendant DAWUD BEY plotted with Kaboni Savage to retaliate against witness Craig Oliver, by causing physical harm to Craig Oliver, with BEY stating, "Yeah, he need to fuck Craig up . . . We need a big nigga like him on his ass." Savage later stated, "I want somebody to fuck that nigga up, man . . . We need somebody to fuck that nigga up."

(22) On or about December 27, 2004, in Philadelphia, Kaboni Savage plotted with defendant DAWUD BEY to retaliate against witness Paul Daniels by killing Paul Daniels and his child, stating, "Them rats . . . they got to pay. That's all I think about. They kids, they moms. I had dreams about hitting P daughter in her head, man. Opening her head, wide open with 40's, dum-dums, man. That's all I dream about. Getting that nigga killed . . . I wanna erase his whole family tree, man. You're hurting my kids sending me to jail, man. Your kids, your mom, nobody's getting a pass, man . . . Before I make a dollar, they gonna pay, man. That's all I

dream about, man, getting them niggas.”

(23) On or about December 27, 2004, in Philadelphia, Kaboni Savage plotted with defendant DAWUD BEY to retaliate against witness Craig Oliver, by killing family members of Craig Oliver, stating, “These rats gonna pay, man. Their momma’s gonna pay. I’m sick of them . . . I’m killing what they love while they in there. You hurt my mother, you hurt my sister, . . . I gotta hurt yours. You hurting my kids, I’m hurting your. I ain’t Scarface, kids count to me, man. They count to me . . . Craig family go first . . . His mom, his pop, all of them . . . You ain’t gonna beat me to it . . . If you know my man, he can’t do nothing right now, he’s hot . . . ‘cause he tells, ah, Little Sis? . . . But, I’m like, tell him, not right now . . . But, another three or four months, I’m gonna ask, or I’m gonna tell . . . Tie them boots back up, nigga . . . While he’s still in the groove, huh?”

(24) On or about December 27, 2004, in Philadelphia, Kaboni Savage plotted with defendant DAWUD BEY to retaliate against witnesses, stating, “Tears of rage . . . I’m flooded internally from ‘em . . . Tears of rage ‘cause these son-of-bitches gonna pay, man. They gonna pay or my name ain’t what it is, my pop name wasn’t what it was, they gonna pay. They kids gonna pay, they mommas gonna pay . . . (T)hat’s the kind of conviction I got for this shit, man. I’m dedicated to their death, man. They better hope and pray I go to jail for a long time. It don’t matter, ‘cause while I’m still living, I’m a get them.”

(25) On or about January 1, 2005, in Philadelphia, defendant DAWUD BEY told an unknown inmate, via the FDC - Philadelphia plumbing system, that he did not want to talk to him until the inmate could prove that he was not cooperating with law enforcement, stating, “I don’t want you speaking my name like we all cool like that, until you show me some



paperwork, man. You know what I'm saying? . . . And when I get out, I'm gonna try and kill every fucking rat that I know, dog. You understand that? . . . And I'm saying, if you can't prove that you standing up? Cause my young boys will be down there, in a couple minutes, they gonna, they be back down there. You understand? So I don't want you to be affiliated with my name, if you don't have that . . ., dog." Later, BEY told Kaboni Savage, "Fucking pussies. Hey, 'B,' I'm gonna fuck one of the niggas up when I get downstairs," to which Savage advised, "So you gotta tell the nigga you killing their families . . . They kids and their mothers because they think they gonna get out and run down South."

(26) On or about January 3, 2005, in Philadelphia, defendant DAWUD BEY plotted with Kaboni Savage to retaliate against witnesses, agreeing with Savage's question, "These rats deserve to die, right or wrong?" Savage further stated, "My war is with the rats. I'm a hunt every last one bitch that I can, and kill 'em."

All in violation of Title 18, United States Code, Section 1512(k).

**COUNT TWO**

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**WITNESS TAMPERING  
18 U.S.C. § 1512(a)(1)(A)**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about late July 2004 to in or about January 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DAWUD BEY,  
a/k/a “Cool,”**

knowingly and intentionally used intimidation, threatened, and attempted to corruptly persuade other persons, namely, Eugene Coleman and his family members, and aided and abetted the intimidation, threatening, and corrupt persuasion of those persons, with the intent to influence, delay, and prevent the testimony of another person, that is, Eugene Coleman, in an official proceeding, that is, the federal trial of defendant DAWUD BEY, Kaboni Savage, and others.

In violation of Title 18, United States Code, Sections 1512(b) and 2.

**COUNT THREE**

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**WITNESS TAMPERING  
18 U.S.C. § 1512(a)(1)(A)**

**THE GRAND JURY FURTHER CHARGES THAT:**

From on or about July 26, 2004 to on or about December 27, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DAWUD BEY,  
a/k/a “Cool,”**

knowingly and intentionally used intimidation, threatened, and attempted to corruptly persuade other persons, namely, Paul Daniels and his family members, and aided and abetted the intimidation, threatening, and corrupt persuasion of that person, with the intent to influence, delay, and prevent the testimony of another person, that is, Paul Daniels, in an official proceeding, that is, the federal trial of defendant DAWUD BEY, Kaboni Savage, and others.

In violation of Title 18, United States Code, Sections 1512(b) and 2.

**COUNT FOUR**

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**WITNESS TAMPERING  
18 U.S.C. § 1512(a)(1)(A)**

**THE GRAND JURY FURTHER CHARGES THAT:**

In or about December, 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DAWUD BEY,  
a/k/a “Cool,”**

knowingly and intentionally used intimidation, threatened, and attempted to corruptly persuade another person, namely, Craig Oliver, and aided and abetted the intimidation, threatening, and corrupt persuasion of that person, with the intent to influence, delay, and prevent the testimony of another person, that is, Craig Oliver, in an official proceeding, that is, the federal trial of defendant DAWUD BEY, Kaboni Savage, and others.

In violation of Title 18, United States Code, Sections 1512(b) and 2.

**COUNT FIVE**

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**WITNESS TAMPERING  
18 U.S.C. § 1512(a)(1)(A)**

**THE GRAND JURY FURTHER CHARGES THAT:**

From in or about June 2004 to in or about August 2004, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**DAWUD BEY,  
a/k/a “Cool,”**

knowingly and intentionally used intimidation, threatened, and attempted to corruptly persuade another person, namely, Robert Wilks, a/k/a “Miami,” and aided and abetted the intimidation, threatening, and corrupt persuasion of that person, with the intent to influence, delay, and prevent the testimony of another person, that is, Robert Wilks, in an official proceeding, that is, the federal trial of defendant DAWUD BEY, Kaboni Savage, and others.

In violation of Title 18, United States Code, Sections 1512(b) and 2.

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

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**MICHAEL L. LEVY  
UNITED STATES ATTORNEY**