

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

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>08-704</u>
v.	:	DATE FILED: October 21, 2009
MAURICE HUDSON, a/k/a "Reece,"	:	VIOLATIONS:
DONAVON GRAY	:	21 U.S.C. § 846 (conspiracy to distribute 5 kilograms or more of cocaine - 1 count)
MICHAEL GREENE	:	21 U.S.C. § 841(a)(1) (distribution of cocaine - 5 counts)
CALVIN WILSON	:	21 U.S.C. § 841(a)(1) (possession with intent to distribute cocaine - 3 counts)
VAUGHN NICHOLS, a/k/a "B,"	:	18 U.S.C. § 922(g)(1) (possession of a firearm by a convicted felon - 1 count)
WALTER ELLERBEE, a/k/a "Jerry Ellerbee,"	:	18 U.S.C. § 2 (aiding and abetting)
ROBERT ROUSE, a/k/a "Baby Rob,"	:	Notice of forfeiture
LAMONT WILLIAMS, a/k/a "Michael Manning"	:	

SECOND SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From at least on or about January, 2007, through on or about November 20, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**MAURICE HUDSON,
a/k/a "Reece,"
DONAVON GRAY,
MICHAEL GREENE,
CALVIN WILSON,
VAUGHN NICHOLS,
a/k/a "B,"
WALTER ELLERBEE,
a/k/a "Jerry Ellerbee,"
ROBERT ROUSE,
a/k/a "Baby Rob," and**

LAMONT WILLIAMS
a/k/a “Michael Manning”

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute 5 kilograms or more 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

It was a part of the conspiracy that:

The Conspirators

2. Defendant MAURICE HUDSON was the organizer and leader of a cocaine distribution organization, which included defendants DONAVON GRAY, MICHAEL GREENE, CALVIN WILSON, VAUGHN NICHOLS, WALTER ELLERBEE, ROBERT ROUSE, and LAMONT WILLIAMS, and others known and unknown to the grand jury.

3. Defendant MAURICE HUDSON obtained bulk cocaine from suppliers and then distributed it in smaller quantities to defendants DONAVON GRAY, MICHAEL GREENE, CALVIN WILSON, VAUGHN NICHOLS, WALTER ELLERBEE, ROBERT ROUSE, and LAMONT WILLIAMS.

4. On occasion, defendants CALVIN WILSON, VAUGHN NICHOLS, WALTER ELLERBEE, and LAMONT WILLIAMS, supplied MAURICE HUDSON with cocaine.

The Stash Locations

5. Defendant MAURICE HUDSON stored the cocaine he obtained from suppliers at a “stash” house he owned, located at 862 N. Markoe Street in Philadelphia, Pennsylvania (PA).

6. To protect the cocaine inside the Markoe Street “stash” house, defendant MAURICE HUDSON stored a firearm inside the premises.

7. Defendants MAURICE HUDSON and MICHAEL GREENE also stored cocaine and money at defendant GREENE’s residence located at 848 N. Brooklyn Street in Philadelphia, PA.

8. Defendant MAURICE HUDSON also used a burgundy van as a “stash” location to store cocaine and money.

The Cocaine Distribution Operation

9. At defendant MAURICE HUDSON’S direction:

a. Defendant MICHAEL GREENE delivered cocaine to defendants CALVIN WILSON and VAUGHN NICHOLS, and others known and unknown to the grand jury, who then sold the cocaine to their customers;

b. Defendant MICHAEL GREENE picked up payments of money obtained from customers, including but not limited to, defendants CALVIN WILSON and VAUGHN NICHOLS, for cocaine supplied by defendant MAURICE HUDSON.

c. Defendant MICHAEL GREENE drove defendant MAURICE HUDSON to meet with defendant LAMONT WILLIAMS so defendant HUDSON could pick up cocaine from defendant WILLIAMS.

10. Defendant MAURICE HUDSON delivered cocaine to defendant DONAVON GRAY, which defendant GRAY then sold to his customers and then paid defendant HUDSON from the proceeds of the sales.

11. Defendant LAMONT WILLIAMS distributed cocaine to defendant MAURICE HUDSON on at least three occasions, totaling approximately four kilograms of cocaine.

12. Defendants MAURICE HUDSON, CALVIN WILSON, and VAUGHN NICHOLS supplied each other with cocaine as follows:

a. From in or about January 2007 to in or about November 20, 2008, defendant MAURICE HUDSON sold approximately 4.5 ounces of cocaine to defendant CALVIN WILSON on at least 20 occasions.

b. From in or about January 2008 to in or about November 20, 2008, defendant CALVIN WILSON sold cocaine to defendant MAURICE HUDSON on approximately six occasions totaling approximately five kilograms of cocaine.

c. From in or about June 2008 to in or about November 20, 2008, defendant MAURICE HUDSON sold cocaine to defendant VAUGHN NICHOLS on several occasions totaling at least one kilogram of cocaine.

d. From in or about June 2008 to in or about November 20, 2008, defendant VAUGHN NICHOLS sold cocaine to defendant MAURICE HUDSON on several occasions totaling at least one kilogram of cocaine.

13. Defendant MAURICE HUDSON routinely communicated with defendants DONAVON GRAY, MICHAEL GREENE, CALVIN WILSON, VAUGHN NICHOLS,

WALTER ELLERBEE, ROBERT ROUSE, and LAMONT WILLIAMS, and others known and unknown to the grand jury, by cell phone to arrange meetings to discuss drug transactions and other drug related activity. The defendants were careful not to discuss their drug transactions during their phone conversations.

OVERT ACTS

In furtherance of the conspiracy, and to accomplish its objectives, defendants MAURICE HUDSON, DONAVON GRAY, MICHAEL GREENE, CALVIN WILSON, VAUGHN NICHOLS, WALTER ELLERBEE, ROBERT ROUSE, and LAMONT WILLIAMS, and others known and unknown to the grand jury, committed the following overt acts, among others, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere:

1. In or about August 2007, defendant DONAVON GRAY began renting the residence at 913 N. Markoe Street in Philadelphia, a home owned by defendant MAURICE HUDSON.

On or about August 16, 2007:

2. Defendant MAURICE HUDSON delivered approximately 4.5 ounces of cocaine to defendant DONAVON GRAY. Defendant GRAY then went with Person #1 known to the grand jury (Person #1) to a location where Person # 1 sold the cocaine to an undercover law enforcement agent. After the transaction, defendant GRAY gave defendant HUDSON some of the proceeds from the sale.

3. Later the same day, defendant MAURICE HUDSON delivered approximately 4.5 ounces of cocaine to defendant DONAVON GRAY. Defendant GRAY and Person # 1 drove in separate cars to a location where Person # 1 sold the cocaine to an

undercover law enforcement agent. After the transaction, defendant GRAY gave defendant HUDSON some of the proceeds from the sale.

4. On or about February 4, 2008, defendant MAURICE HUDSON delivered approximately nine ounces of cocaine to defendant DONAVON GRAY. Defendant GRAY then went with Person #1 to a location where Person # 1 sold the cocaine to an undercover law enforcement agent. After the transaction, defendant GRAY gave defendant HUDSON some from the proceeds of the sale.

5. On or about July 24, 2008, defendant MAURICE HUDSON delivered approximately 13.5 ounces of cocaine to defendant DONAVON GRAY. Defendant GRAY and Person #1 drove in separate cars to a location where Person # 1 sold the cocaine to an undercover law enforcement agent. After the transaction, defendant GRAY gave defendant HUDSON some of the proceeds from the sale.

6. On or about November 12, 2008, defendant MAURICE HUDSON sold approximately 500 grams of cocaine to defendant DONAVON GRAY. Defendant GRAY and Person #1 drove in separate cars to a location where Person # 1 sold the cocaine to an undercover law enforcement agent. After the transaction, defendant GRAY gave defendant HUDSON some of the proceeds from the sale.

7. On or about October 3, 2008, defendant MICHAEL GREENE distributed approximately 500 grams of cocaine to defendant VAUGHN NICHOLS.

8. On or about November 20, 2008, defendant MICHAEL GREENE possessed for distribution approximately 25 grams of cocaine inside of the stash house, located at 848 N. Brooklyn Street in Philadelphia.

8. In or about August, 2008, defendant CALVIN WILSON sold approximately one kilogram of cocaine to defendant MAURICE HUDSON.

9. In or about October 2008, defendant MAURICE HUDSON provided approximately \$30,000 in United States currency to defendant VAUGHN NICHOLS for the purchase of cocaine.

10. In or about November, 2008, defendant MAURICE HUDSON sold approximately one kilogram of cocaine to defendant CALVIN WILSON.

From in or about August, 2008 to in or about November 20, 2008:

11. Defendant MAURICE HUDSON provided WALTER ELLERBEE with money to purchase a kilogram of cocaine from an unidentified person.

12. Defendant WALTER ELLERBEE purchased a kilogram of cocaine from an unidentified person using defendant MAURICE HUDSON's money, and then gave the kilogram of cocaine to defendant HUDSON.

13. Defendant MAURICE HUDSON re-packaged the kilogram of cocaine received from defendant WALTER ELLERBEE, and gave the re-packaged kilogram of cocaine to defendant ELLERBEE for re-sale.

14. From in or about November, 2007 to in or about November, 2008, defendant MAURICE HUDSON sold half kilograms of cocaine to defendant ROBERT ROUSE on approximately ten occasions for a total of approximately five kilograms of cocaine.

15. On or about November 10, 2008, defendant MAURICE HUDSON sold cocaine to defendant ROBERT ROUSE.

16. On or about November 20, 2008, inside defendant WALTER

ELLERBEE'S residence in Philadelphia, defendant ELLERBEE possessed drug paraphernalia including a scale and packaging materials and approximately 2.2 grams of cocaine.

17. From in or about May, 2008 to in or about November, 2008, on several occasions, defendant LAMONT WILLIAMS supplied approximately one to two kilograms of cocaine to defendant MAURICE HUDSON, totaling approximately four kilograms, which defendant HUDSON redistributed to his customers.

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

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about August 16, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DONAVON GRAY

knowingly and intentionally distributed, and aided and abetted the distribution 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)(C), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 16, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DONAVON GRAY

knowingly and intentionally distributed, and aided and abetted the distribution 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)(C), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DONAVON GRAY

knowingly and intentionally distributed, and aided and abetted the distribution 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)(C), and Title 18, United States Code, Section 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 24, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DONAVON GRAY

knowingly and intentionally distributed, and aided and abetted the distribution 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)(C), and Title 18, United States Code, Section 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 12, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

DONAVON GRAY

knowingly and intentionally distributed, and aided and abetted the distribution 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)(C), and Title 18, United States Code, Section 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 3, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**VAUGHN NICHOLS,
a/k/a "B,"**

knowingly and intentionally possessed with intent to distribute 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)(C).

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 7, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**WALTER ELLERBEE,
a/k/a “Jerry Ellerbee,”**

knowingly and intentionally possessed with intent distribute 500 grams or more, that is, approximately one kilogram, 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 NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 10, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT ROUSE,
a/k/a “Baby Rob,”**

knowingly and intentionally possessed with intent to distribute 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)(C).

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 20, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**LAMONT WILLIAMS,
a/k/a “Michael Manning,”**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Smith and Wesson, .40 caliber handgun, serial number PDD1133, loaded with ten live rounds in the magazine, and one in the chamber.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

(21 U.S.C. § 853)

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

**DONAVON GRAY,
VAUGHN NICHOLS,
a/k/a “B,”
WALTER ELLERBEE,
a/k/a “Jerry Ellerbee,”
ROBERT ROUSE,
a/k/a “Baby Rob,” and
LAMONT WILLIAMS,
a/k/a “Michael Manning,”**

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:

- i. Smith & Wesson, SW40VE, .40 caliber handgun, serial number PDD1133;
- ii. \$ 7,620.00 United States currency seized from 1800 Callowhill Street, Apt. 1508, Philadelphia, on November 20, 2008;
- iii. \$ 9,074.00 United States currency seized from 913 N. Markoe Street, Philadelphia, PA on November 20, 2008;
- iv. \$ 5,982.00 United States currency seized from 18 Blue Grass Blvd., Philadelphia, PA on November 20, 2008;
- v. One Rolex watch seized from 536 Lilac Drive, Middletown, DE on November 20, 2008; and

vi. One Breitling watch seized from 536 Lilac Drive, Middletown, DE on November 20, 2008.

(b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses, including, but not limited to any of the property listed in subparagraph (a), above.

2. If any of the property described in paragraph 1 above, 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 to, sold to, or deposited with a third party;
- c. has been placed beyond the jurisdiction of this 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 intention 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 property, described in subparagraphs a through e of this paragraph.

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

(18 U.S.C. § 924(d))

As a result of the violation of Title 18, United States Code, Section 922(g)(1), set forth in this second superseding indictment, defendant

**LAMONT WILLIAMS
a/k/a “Michael Manning,”**

shall forfeit to the United States of America, the firearm and ammunition involved in the

commission of this offense, including, but not limited to:

Smith and Wesson, .40 caliber handgun, serial number PPD1133, and
eleven live rounds of ammunition.

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

A TRUE BILL:

GRAND JURY FOREPERSON

MICHAEL L. LEVY
United States Attorney