

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

UNITED STATES OF AMERICA	:	CRIMINAL NO. 10-
v.	:	DATE FILED: _____
QUYNH NGUYEN	:	VIOLATIONS:
BINH TONG	:	21 U.S.C. § 846 (conspiracy to possess
ROBERT COHEN	:	with intent to distribute oxycodone,
	:	MDMA, and marijuana - 1 count)
	:	21 U.S.C. § 846 (attempted possession
	:	with intent to distribute oxycodone,
	:	MDMA, and marijuana- 1 count)
		18 U.S.C. § 2 (aiding and abetting)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. Between on or about April 1, 2010, and on or about May 25, 2010, in the Eastern District of Pennsylvania and elsewhere, defendants

**QUYNH NGUYEN,
BINH TONG, and
ROBERT COHEN**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally possess with intent to distribute approximately 11,000 pills of a mixture and substance containing oxycodone, also known as “oxycontin,” a Schedule II controlled substance; approximately 10,000 pills of a mixture and substance containing 3,4-methylenedioxymethamphetamine, also known as “MDMA” and/or “ecstasy,” a Schedule I controlled substance; and 50 pounds of marijuana, a Schedule I controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants QUYNH NGUYEN and BINH TONG traveled from Philadelphia, Pennsylvania to Seattle, Washington to meet with a person they believed to be a drug dealer, but who was in fact a special agent with the Immigration and Customs Enforcement (ICE) working in an undercover capacity. During this meeting, defendants NGUYEN and TONG negotiated a deal to buy 11,000 oxycontin pills, 10,000 ecstasy pills, and 50 pounds of marijuana. Defendant NGUYEN and TONG agreed that these drugs would be delivered to Philadelphia and that they would provide a large portion of the funds to buy these drugs at the time of delivery.

2. On the date agreed upon, defendants QUYNH NGUYEN, BINH TONG, and ROBERT COHEN traveled to a hotel in Philadelphia to meet with a second person they believed to be a drug courier, but who was in fact a second ICE special agent working in an undercover capacity. Defendants NGUYEN and TONG transported approximately \$54,000 in U.S. currency with them to the hotel to purchase the drugs. Defendant COHEN separately transported approximately \$57,925 in U.S. currency in his vehicle to the hotel to purchase the drugs.

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

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 25, 2010, in the Eastern District of Pennsylvania and elsewhere,
defendants

**QUYNH NGUYEN,
BINH TONG, and
ROBERT COHEN**

knowingly and intentionally attempted to possess with intent to distribute, and aided and abetted the attempt to possess with intent to distribute 11,000 pills of a mixture and substance containing oxycodone, also known as “oxycontin,” a Schedule II controlled substance; approximately 10,000 pills of a mixture and substance containing 3,4- methylene-dioxymethamphetamine, also known as “MDMA” and/or “ecstasy,” a Schedule I controlled substance; and 50 pounds of marijuana, a Schedule I controlled substance, in violation of 21 United States Code, Section 841(a)(1), (b)(1)(C).

All in violation of Title 21, United States Code, Section 846, and Title 18, United States Code, Section 2.

A TRUE BILL:

GRAND JURY FOREPERSON

ZANE DAVID MEMEGER
United States Attorney