

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

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____
v. : **DATE FILED:** April 21, 2010
JUAN CARLOS TORRES : **VIOLATIONS:**
: **21 U.S.C. § 846**
: **(conspiracy to distribute 500 grams or more**
: **of cocaine - 1 count)**
: **21 U.S.C. § 846**
: **(attempted distribution of 500 grams or more**
: **of cocaine - 1 count)**
: **Notice of forfeiture**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or around October 2007, to on or about December 5, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

JUAN CARLOS TORRES

conspired and agreed with Jose Acevedo, charged elsewhere, and with others unknown to the grand jury, to knowingly and intentionally distribute 500 grams or more, that is, approximately 5 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).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendant **JUAN CARLOS TORRES** obtained cocaine from suppliers in Puerto Rico for distribution to others, including, but not limited to, Jose Acevedo in Philadelphia, Pennsylvania.

3. Defendant **JUAN CARLOS TORRES** agreed with Jose Acevedo, and others unknown to the grand jury, to ship, via Express Mail, boxes containing cocaine from post offices in San Juan and San Lorenzo, Puerto Rico to Acevedo at his residence in Philadelphia, Pennsylvania.

4. Defendant **JUAN CARLOS TORRES** paid money to Jose Acevedo on each occasion that Acevedo accepted Express Mail parcels containing cocaine.

5. After the cocaine was received by Jose Acevedo in Philadelphia, at the direction of defendant **JUAN CARLOS TORRES**, Acevedo left the cocaine for others unknown to the grand jury to pick for distribution to customers.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendant **JUAN CARLOS TORRES**, Jose Acevedo, and others unknown to the grand jury, committed the following overt acts, among others, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere:

1. On or about October 5, 2007, defendant **JUAN CARLOS TORRES** mailed a parcel that contained approximately one kilogram of cocaine from a United States Post Office in San Juan, Puerto Rico to Jose Acevedo in Philadelphia, Pennsylvania.

2. On or about October 22, 2007, defendant **JUAN CARLOS TORRES** mailed a parcel that contained approximately one kilogram of cocaine from a United States Post Office in San Lorenzo, Puerto Rico to Jose Acevedo in Philadelphia, Pennsylvania.

3. On or about November 26, 2007, defendant **JUAN CARLOS TORRES** mailed a parcel that contained approximately one kilogram of cocaine from a United States Post Office in San Lorenzo, Puerto Rico to Jose Acevedo in Philadelphia, Pennsylvania.

4. On or about November 30, 2007, defendant **JUAN CARLOS TORRES** mailed a parcel that contained approximately two kilograms of cocaine from a United States Post Office in San Lorenzo, Puerto Rico to Jose Acevedo in Philadelphia, Pennsylvania.

In violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 1, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

JUAN CARLOS TORRES

knowingly and intentionally attempted to distribute 500 grams or more, that is, approximately 1,995 grams, of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 846 and 841(b)(1)(B).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 21, United States Code, Section 846, set forth in this indictment, defendant

JUAN CARLOS TORRES

shall forfeit to the United States under Title 21, United States Code, Section 853:

- (a) any and all real or personal property constituting, or derived from, any proceeds obtained directly or indirectly as a result of these; and
- (b) any and all real or personal property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of these violations.

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

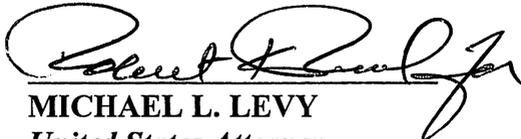
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot 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 defendant up to the value of the property subject to forfeiture.

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

A TRUE BILL:

FOREPERSON



MICHAEL L. LEVY
United States Attorney