

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

UNITED STATES OF AMERICA : CRIMINAL NO. 11-
v. : DATE FILED: _____
IVAN AUSTIN,
a/k/a Ivon Austin : VIOLATIONS:
: 21 U.S.C. § 841(a)(1) (possession with
: intent to distribute 500 grams or more
: of cocaine - 1 count)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about July 7, 2011, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**IVAN AUSTIN,
a/k/a Ivon Austin**

knowingly and intentionally possessed with intent to distribute 500 grams or more, that is, approximately 989 grams, 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).

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

IVAN AUSTIN

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 violations; and
- (b) Any property constituting, or derived from, any proceeds obtained directly or indirectly as a result of such violations.

2. If any of the property described above as being subject to forfeiture, as a result of any act of 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 person;
- (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 subdivided 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 said defendants up to the value of the above forfeitable property.

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

A TRUE BILL:

Christine E. Shesbon

ZANE DAVID MEMEGER
United States Attorney

GRAND JURY FOREPERSON