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OCT 11 2023

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

AT 8:30 \_\_\_\_\_ M  
CLERK, U.S. DISTRICT COURT - DNJ

UNITED STATES OF AMERICA	:	Hon. Zahid N. Quraishi
	:	
v.	:	Crim. No. 23-cr-795
	:	
NICHOLAS LAYTON	:	21 U.S.C. § 846
	:	21 U.S.C. §§ 841(a)(1) and (b)(1)(A)
	:	18 U.S.C. § 922(g)(1)

**INFORMATION**

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

**COUNT ONE**

(Conspiracy to Possess with Intent to Distribute Methamphetamine)

From on or about December 10, 2018, to on about December 17, 2018, in Burlington County, in the District of New Jersey, and elsewhere, the defendant,

**NICHOLAS LAYTON,**

did knowingly and intentionally conspire and agree with others to distribute and possess with intent to distribute 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

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

**COUNT TWO**

(Possession with Intent to Distribute Methamphetamine)

On or about August 3, 2019, in Burlington County, in the District of New Jersey, and elsewhere, the defendant,

**NICHOLAS LAYTON,**

did knowingly and intentionally possess with intent to distribute 50 grams or more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

**COUNT THREE**

(Possession of Firearms by a Convicted Felon)

On or about July 17, 2019, in Burlington County, in the District of New Jersey, and elsewhere, the defendant,

**NICHOLAS LAYTON,**

knowing that he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess firearms, namely, a Norcino, SKS type, 762 caliber, semi-automatic rifle, bearing serial number 244931DUP, and a 12-gauge caliber Browning shotgun, bearing serial number 13324 S69, and the firearms were in and affecting commerce.

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

**FORFEITURE ALLEGATION AS TO COUNTS ONE AND TWO**

As a result of committing the controlled substance offenses charged in Counts One and Two of this Information, the defendant,

**NICHOLAS LAYTON,**

shall forfeit to the United States of America, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of the offenses charged in Counts One and Two of this Information, including any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense charged in this Information.

**FORFEITURE ALLEGATION AS TO COUNT THREE**

As a result of committing the firearms offense in violation of 18 U.S.C. § 922(g)(1), as charged in Count Three of this Information, the defendant,

**NICHOLAS LAYTON,**

shall forfeit to the United States of America, pursuant to 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in or used in the commission of such offense, including, but not limited to, the following:

- (1) a Norcino, SKS type, 762 caliber, semi-automatic rifle, bearing serial number 244931DUP
- (2) a 12-gauge caliber Browning shotgun, bearing serial number 13324 S69

**Substitute Assets Provision**

If any of the property described 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 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 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

*Philip R. Sellinger b2 Az*

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PHILIP R. SELLINGER  
United States Attorney

**CASE NUMBER: 23-cr-795**

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**United States District Court  
District of New Jersey**

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**UNITED STATES OF AMERICA**

**v.**

**NICHOLAS LAYTON**

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**INFORMATION FOR**

**21 U.S.C. § 846,  
21 U.S.C. §§ 841(a)(1) & (b)(1)(A) and  
18 U.S.C. § 922(g)(1)**

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**PHILIP R. SELLINGER**  
*UNITED STATES ATTORNEY  
FOR THE DISTRICT OF NEW JERSEY*

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MICHELLE S. GASPARIAN  
*ASSISTANT U.S. ATTORNEY  
TRENTON, NEW JERSEY*

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