

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA  
**SEALED**

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Deputy Clerk, U.S. District Court  
Eastern District of Louisiana  
New Orleans, LA

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**FELONY**  
**SEALED**

**SUPERSEDING INDICTMENT FOR VIOLATIONS OF  
THE FEDERAL CONTROLLED SUBSTANCES ACT**

UNITED STATES OF AMERICA	*	CRIMINAL NO. 11-95
	*	SECTION: "R"
v.	*	VIOLATION: 21: U.S.C. § 846
SERGIO GRIMALDO	*	18: U.S.C. § 924(o)
NOE JUAREZ	*	
	*	

The Grand Jury charges that:

COUNT 1

Beginning at a time unknown and continuing until in or about the year 2012, in the Eastern District of Louisiana, and elsewhere, the defendants, **SERGIO GRIMALDO**, and **NOE JUAREZ**, did knowingly and intentionally combine, conspire, confederate and agree with each other and other persons known and unknown to the Grand Jury, to distribute and to possess with the intent to distribute five kilograms or more of cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A); all in violation of Title 21, United States Code, Section 846.

___ Fee	___
___ Process	___
<input checked="" type="checkbox"/> Dktd	___
___ CtRmDep	___
___ Doc. No.	___

**COUNT 2**

Beginning on a date unknown but prior to July 17, 2013, and continuing to on or about the date of this Superseding Indictment, in the Eastern District of Louisiana and elsewhere, the defendant, **NOE JUAREZ**, did knowingly and intentionally combine, conspire, confederate and agree with other persons known and unknown to the Grand Jury, to possess firearms in furtherance of a drug trafficking crimes as alleged in this Superseding Indictment; all in violation of Title 18, United States Code, Section 924(o).

**NOTICE OF DRUG FORFEITURE**

1. The allegation set forth in Count One of this Superseding Indictment is realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offense alleged herein, the defendants, **SERGIO GRIMALDO** and **NOE JUAREZ**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Superseding Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant(s):

- 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 in violation of Title 21, United States Code, Section 853.

**NOTICE OF GUN FORFEITURE**

1. The allegations of Count 2 of this Superseding Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924 (d)(1) and Title 28, United States Code, Section 2461(c).

2. As a result of the offense alleged in Count 2 of this Superseding Indictment, defendant, **NOE JUAREZ**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28 United States Code, Section 2461, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section(s) 922 and or 924(c)(1), as alleged in Count 2 of the Superseding Indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of 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 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 defendant up to the value of the above forfeitable property.

All in violation of Title 18, United States Code, Sections 922 and/or 924(c)(1) and 924(d)(1).

**FOREPERSON'S SIGNATURE  
HAS BEEN REDACTED**

KENNETH ALLEN POLITE, JR.  
UNITED STATES ATTORNEY

  
\_\_\_\_\_  
JOHN F. MURPHY  
Assistant United States Attorney

New Orleans, Louisiana  
April 2, 2015

No. 11-95 "R"

**UNITED STATES DISTRICT COURT**

Eastern District of Louisiana

Criminal Division

**THE UNITED STATES OF AMERICA**

vs.

**SERGIO GRIMALDO**

**NOE JUAREZ**

**SUPERSEDING INDICTMENT**

**SUPERSEDING INDICTMENT FOR VIOLATION OF  
THE FEDERAL CONTROLLED SUBSTANCES ACT**

**VIOLATIONS: 21 U.S.C. § 846  
18 U.S.C. § 924(o)**

FOREPERSON'S SIGNATURE  
HAS BEEN REDACTED

Filed in open court this \_\_\_\_\_ day of \_\_\_\_\_  
A.D. 2015.

Clerk

Bail, \$ \_\_\_\_\_

  
**John F. Murphy, Assistant United States Attorney**