

★ SEP 27 2017 ★

ALB:CPK
F. #2017R01240

LONG ISLAND OFFICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

- against -

OSMAN AK,
MURAT AK and
MEHMET AKPINAR,

Defendants.

- - - - -X

THE GRAND JURY CHARGES:

INDICTMENT

Cr. No. **CR-17 0527**
(T. 21, U.S.C., §§ 841(a)(1), 841(b)(1)(C),
846, 853(a) and 853(p); T. 18, U.S.C., §§ 2
and 3551 et seq.)

HURLEY, J.
LOCKE, M. J.

COUNT ONE

(Conspiracy to Distribute and Possess With Intent to Distribute XLR11 and AB-Chminaca)

1. On or about and between November 1, 2014 and May 29, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants OSMAN AK, MURAT AK and MEHMET AKPINAR, together with others, did knowingly and intentionally conspire to distribute and possess with intent to distribute one or more controlled substances, which offense involved substances containing XLR11 and AB-Chminaca, also known as "Spice" and "K2," Schedule I controlled substances, contrary to Title 21, United States Code, Section 841(a)(1).

(Title 21, United States Code, Sections 846 and 841(b)(1)(C); Title 18, United States Code, Sections 3551 et seq.)

COUNT TWO

(Distribution and Possession With Intent to Distribute XLR11 and AB-Chminaca)

2. On or about and between April 1, 2017 and May 26, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants OSMAN AK and MURAT AK, together with others, did knowingly and intentionally distribute and possess with intent to distribute one or more controlled substances, which offense involved substances containing XLR11 and AB-Chminaca, Schedule I controlled substances.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C); Title 18, United States Code, Sections 2 and 3551 et seq.)

COUNT THREE

(Distribution and Possession With Intent to Distribute XLR11 and AB-Chminaca)

3. On or about and between March 19, 2017 and May 28, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants OSMAN AK and MEHMET AKPINAR, together with others, did knowingly and intentionally distribute and possess with intent to distribute one or more controlled substances, which offense involved substances containing XLR11 and AB-Chminaca, Schedule I controlled substances.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C); Title 18, United States Code, Sections 2 and 3551 et seq.)

COUNT FOUR

(Distribution and Possession With Intent to Distribute XLR11 and AB-Chminaca)

4. On or about and between April 1, 2017 and May 29, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendant OSMAN AK, together with others, did knowingly and intentionally distribute and possess with intent to distribute one or more controlled substances, which offense involved substances containing XLR11 and AB-Chminaca, Schedule I controlled substances.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C); Title 18, United States Code, Sections 2 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

5. The United States hereby gives notice to the defendants that, upon their conviction of any of the offenses charged herein, the government will seek forfeiture in accordance with Title 21, United States Code, Section 853(a), which requires any person convicted of such offenses to forfeit: (a) any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of such offenses, and (b) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses including but not limited to the real property and buildings located at 2664C Route 112, Medford, New York 11763.

6. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (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

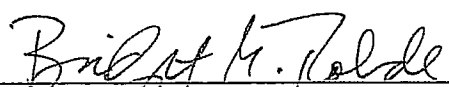
(e) has been commingled with other property which cannot be divided without difficulty;

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 defendants up to the value of the forfeitable property described in this forfeiture allegation.

(Title 21, United States Code, Sections 853(a) and 853(p))

A TRUE BILL


FOREPERSON


BRIDGET M. ROHDE
ACTING UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

No. _____

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

OSMAN AK, MURAT AK and MEHMET AKPINAR,

Defendants.

INDICTMENT

(T. 21, U.S.C., §§ 841(a)(1), 841(b)(1)(C), 846, 853(a) and 853(p);
T. 18, U.S.C., §§ 2 and 3551 et seq.)

A true bill.

Samuel Schinner

Foreperson

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Charles P. Kelly, Assistant U.S. Attorney (631) 715-7866

CPK
F.# 2017R01240

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

UNSEALING ORDER

- against -

17-CR-0527 (DRH) (SIL)

OSMAN AK,
MURAT AK, and
MEHMET AKPINAR,

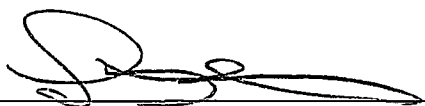
Defendants.

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Upon the application of the United States by Charles P. Kelly, Assistant
United States Attorney, on behalf of BRIDGET M. ROHDE, Acting United States Attorney
for the Eastern District of New York, for an order unsealing the above-captioned matter, it is
hereby

ORDERED that the above captioned matter, having been sealed previously by
court order of Honorable Arlene R. Lindsay, be unsealed in its entirety.

Dated: Central Islip, New York
September 28, 2017



HONORABLE STEVEN I. LOCKE
UNITED STATES MAGISTRATE JUDGE
EASTERN DISTRICT OF NEW YORK