

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA

*

CRIMINAL NO. 18-69

v.

*

SECTION: "S"

BRAD BLANK

*

* * *

F A C T U A L B A S I S

Should this matter proceed to trial, the United States will prove the defendant, Brad BLANK ("BLANK"), guilty beyond a reasonable doubt of knowingly and intentionally conspiring to distribute, or to possess with the intent to distribute, 50 grams or more of methamphetamine, 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. The government would establish the following through credible testimony and the production of reliable evidence:

On October 11, 2017, law enforcement agents conducted a search warrant of BLANK's residence. BLANK saw approaching agents and tried to flee, while throwing methamphetamine out of his window. Agents caught BLANK and recovered 4 grams of methamphetamine that BLANK threw from his vehicle window, and additional small amounts in the vehicle. In BLANK's residence, agents recovered 113 grams of methamphetamine, 42 grams of marijuana, and digital scale, among other evidence and contraband. The 113 grams of methamphetamine was wrapped in 12 individual bags. A laboratory report of the seized substance containing methamphetamine indicated that it contained approximately 78 grams of pure methamphetamine (actual).

BLANK provided a post-*Miranda* confession to possession of all of the methamphetamine thrown from the vehicle, found in the vehicle, and found in his residence. BLANK admitted that he had 14 grams of methamphetamine in his car before agents approached him. BLANK stated that he received the aforementioned methamphetamine from Thorne Brown. BLANK had been purchasing approximately one pound of methamphetamine per week from Brown.

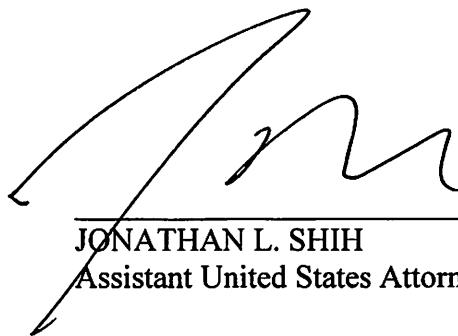
The government and defendant BLANK agree and stipulate that for sentencing purposes BLANK will be held responsible for at least 500 grams but less than 1,500 grams of methamphetamine (BB), as that amount was distributed or possessed with the intent to be distributed during the course of the conspiracy as a result of BLANK's own direct conduct or the conduct of his co-conspirators in furtherance of the conspiracy that was reasonably foreseeable to BLANK.

At trial the government would introduce the methamphetamine and other evidence seized from BLANK's residence on October 11, 2017; testimony of the investigating agents and forensic chemist; and the statements of BLANK and other witnesses.

Limited Nature of Factual Basis

This proffer of evidence is not intended to constitute a complete statement of all facts known by BLANK or the government, but rather is a minimum statement of facts intended to prove the necessary factual predicate for the guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for BLANK's plea of guilty to the charged offense in Count 1, and to stipulate that all acts took place within the Eastern District of Louisiana.

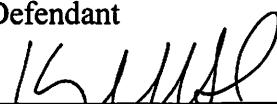
READ AND APPROVED:

 3/28/18

JONATHAN L. SHIH (Date)
Assistant United States Attorney

 3-28-18

BRAD BLANK (Date)
Defendant

 3-28-18

KIMYA HOLMES (Date)
Attorney for the Defendant