

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x
:
UNITED STATES OF AMERICA :
:
- v. - :
:
KEVIN PINNOCK, :
a/k/a "Kev Savage," :
a/k/a "Sav," :
:
Defendant. :
:
- - - - - x

ORIGINAL

SUPERSEDING INDICTMENT

S1 17 Cr. 34 (DAB)

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: OCT 17 2017

COUNT ONE

(Possession With Intent to Distribute Narcotics)

The Grand Jury charges:

1. On or about November 15, 2016, in the Southern District of New York, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, intentionally and knowingly did possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

2. The controlled substance involved in the offense was mixtures and substances containing a detectable amount of cocaine base, commonly referred to as "crack," in violation of Title 21, United States Code, Section 841(b)(1)(C).

(Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).)

COUNT TWO

(Possession of a Firearm
in Furtherance of a Drug Trafficking Crime)

The Grand Jury further charges:

3. On or about November 15, 2016, in the Southern District of New York, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, the possession with intent to distribute narcotics charged in Count One of this Indictment, knowingly did possess a firearm in furtherance of such crime.

(Title 18, United States Code, Section 924(c)(1)(A)(i).)

COUNT THREE

(Possession With Intent to Use or Transfer
Five or More Documents or Authentication Features)

The Grand Jury further charges:

4. On or about November 15, 2016, in the Southern District of New York, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, did knowingly possess with intent to use unlawfully or transfer unlawfully five or more identification documents not issued lawfully for the use of PINNOCK, to wit, five or more Social Security cards bearing the names of individuals other than PINNOCK, that were or appear to have been issued under the authority of the United States.

(Title 18, United States Code, Section 1028(a)(3) and (b).)

COUNT FOUR

(Aggravated Identity Theft)

The Grand Jury further charges:

5. On or about November 15, 2016, in the Southern District of New York, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, knowingly did transfer, possess, or use, without lawful authority, a means of identification of another person or persons during and in relation to a felony violation enumerated in Title 18, United States Code, Section 1028A(c), to wit, PINNOCK did knowingly possess with intent to use unlawfully or transfer unlawfully five or more identification documents not issued lawfully for the use of PINNOCK, to wit, five or more Social Security cards bearing the names of individuals other than PINNOCK, that were or appear to have been issued under the authority of the United States, in connection with the offense charged in Count Three of this Indictment, knowing that the means of identification belonged to another person or persons.

(Title 18, United States Code, Section 1028A(a)(1).)

COUNT FIVE

(Sex Trafficking by Force, Fraud, and Coercion)

The Grand Jury further charges:

6. In or about 2015 through in or about 2016, in the Southern District of New York and elsewhere, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, in and affecting interstate and foreign commerce, knowingly recruited,

transported, provided, obtained, and maintained a person, and did benefit, financially and by receiving anything of value, from participation in a venture which has engaged in such acts, knowing and in reckless disregard of the fact that means of force, threats of force, fraud, and coercion would be used to cause that person to engage in a commercial sex act, in violation of Title 18, United States Code, Section 1951(a)(1) and (a)(2), to wit, PINNOCK recruited, enticed, transported, provided obtained, and maintained a person ("Victim-1"), among others, knowing and in reckless disregard of the fact that means of force, threats of force, fraud, and coercion would be used to cause Victim-1 to engage in a commercial sex act, and did benefit financially from participation in that venture.

(Title 18, United States Code, Section 1591(a)(1) and (a)(2).)

COUNT SIX

(Sex Trafficking by Force, Fraud, and Coercion)

The Grand Jury further charges:

7. In or about 2016, in the Southern District of New York and elsewhere, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, in and affecting interstate and foreign commerce, knowingly recruited, transported, provided, obtained, and maintained a person, and did benefit, financially and by receiving anything of value, from participation in a venture which has engaged in such acts, knowing and in reckless disregard of the fact that means of force, threats of force,

fraud, and coercion would be used to cause that person to engage in a commercial sex act, in violation of Title 18, United States Code, Section 1951(a)(1) and (a)(2), to wit, PINNOCK recruited, enticed, transported, provided obtained, and maintained a person ("Victim-2"), among others, knowing and in reckless disregard of the fact that means of force, threats of force, fraud, and coercion would be used to cause Victim-2 to engage in a commercial sex act, and did benefit financially from participation in that venture.

(Title 18, United States Code, Section 1591(a)(1) and (a)(2).)

COUNT SEVEN

(Use of Interstate Commerce to Promote Unlawful Activity)

The Grand Jury further charges:

8. The allegations contained in Paragraphs 6 and 7 are repeated and realleged as though fully set forth herein.

9. In or about 2015 through in or about 2016, in the Southern District of New York and elsewhere, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, did use and cause to be used facilities in interstate and foreign commerce, with the intent to promote, manage, establish, carry on, and facilitate the promotion, management, establishment, and carrying on of an unlawful activity, and thereafter performed and attempted to perform an act to promote, manage, establish and carry on, and to facilitate the promotion, management, establishment and carrying on of such unlawful activity, to wit,

PINNOCK used the Internet and/or telephone to promote, manage, establish, and carry on a criminal business engaged in sex trafficking and prostitution, and promoting prostitution, in violation of New York Penal Law §§ 230.20 and 230.30.

(Title 18, United States Code, Sections 1952(a)(3) and 2.)

FORFEITURE ALLEGATIONS

10. As a result of committing the offense alleged in Count One of this Indictment, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, 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 obtained, directly or indirectly, as a result of said offense and any and all property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of the offense alleged in Count One.

11. As a result of committing the offense alleged in Count Three of this Indictment, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Sections 982(a)(2)(B) and 1028(b), any and all property constituting, or derived from, proceeds obtained directly or indirectly as a result of said offense and any and all personal property used or intended to be used to commit said offense,

including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of the offense alleged in Count Three.

12. As a result of committing the violation alleged in Counts Five and Six of this Indictment, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1594, (1) any and all property, real and personal, that was involved in, used or intended to be used to commit or to facilitate the commission of the offense alleged in Counts Five and Six, and any property traceable to such property; and (2) any and all property, real and personal, constituting or derived from, any proceeds obtained, directly or indirectly, as a result of the offense alleged in Counts Five and Six, or any property traceable to such property.

13. As a result of committing the offense alleged in Count Seven of this Indictment, KEVIN PINNOCK, a/k/a "Kev Savage," a/k/a "Sav," shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28 United States Code, Section 2461(c), any and all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offense alleged in Count Seven, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense.

Substitute Assets Provision

14. If any of the above-described forfeitable property, 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), and Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 982, 1028;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)

[REDACTED]

FOREPERSON

[REDACTED]

Joon H. Kim

JOON H. KIM

Acting United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

KEVIN PINNOCK,
a/k/a "Kev Savage,"
a/k/a "Sav,"

Defendant.


SUPERSEDING INDICTMENT

S1 17 Cr. 34

(Title 18, United States Code, Sections 924(c), 1028(a)(3) and
(b), 1028A(a)(1), 1591(a)(1) and (a)(2), 1952(a)(3), and 2;
Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).)

JOON H. KIM
Acting United States Attorney.

A TRUE BILL

Foreperson.


10/17/17 Filed superseding indictment



Judge Nelson