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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

AT 8:30 _____ M
WILLIAM T. WALSH, CLERK

UNITED STATES OF AMERICA

v.

JIMMY COOPER,
a/k/a "Flip"

Hon. Madeline Cox Arleo

Crim. No. 17-106

18 U.S.C. § 1951(a)

18 U.S.C. § 924(c)(1)(A)(iii)

18 U.S.C. § 2

SUPERSEDING INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting at Newark,
charges:

COUNT ONE
(Conspiracy to Commit Hobbs Act Robbery)

1. From at least on or about August 30, 2015, through on or about
September 6, 2015, in Essex and Passaic Counties, in the District of New
Jersey, and elsewhere, the defendant,

JIMMY COOPER,
a/k/a "Flip,"

did knowingly and willfully conspire and agree with others to obstruct, delay,
and affect, and attempt to obstruct, delay, and affect, commerce, as that term
is defined in Title 18, United States Code, Section 1951, and the movement of
articles and commodities in such commerce by robbery, as that term is defined
in Title 18, United States Code, Section 1951, and to commit and threaten
physical violence to the person and property of another, namely, an employee
of a club located in Passaic, New Jersey, in furtherance thereof.

2. At all times relevant to this Superseding Indictment, the club was a commercial establishment that was engaged in the sale of beverages that moved in and affected interstate commerce, and that engaged in an industry that affects interstate commerce.

OBJECT OF THE CONSPIRACY

3. It was the object of the conspiracy for defendant JIMMY COOPER and others to enrich themselves through an armed robbery of a business, namely a club, located in Passaic, New Jersey.

MANNER AND MEANS OF THE CONSPIRACY

4. It was a part of the conspiracy that defendant JIMMY COOPER, a/k/a "Flip," and others agreed to rob the club at gunpoint on or about September 6, 2015.

5. It was further part of the conspiracy that members of the conspiracy would use a firearm to rob United States currency from an employee of the club.

6. It was further part of the conspiracy that defendant JIMMY COOPER, a/k/a "Flip," would facilitate the robbery as a patron and former employee of the club.

ACTS IN FURTHERANCE OF THE CONSPIRACY

7. In furtherance of the conspiracy, and to effect the objects thereof, the following acts, among others, were committed in the District of New Jersey, and elsewhere:

a. On or about August 30, 2015, defendant JIMMY COOPER, a/k/a "Flip," and a conspirator (hereinafter, "CC-1") stole a car from a restaurant parking lot in Newark, New Jersey.

b. On or about September 6, 2015, prior to the robbery, defendant JIMMY COOPER, a/k/a "Flip," sent CC-1 a text message stating, "Tell bruh to put it between his legs and come back in," thereby instructing CC-1 how best to smuggle a firearm into the club.

c. On or about September 6, 2015, prior to the robbery, defendant JIMMY COOPER, a/k/a "Flip," exchanged text messages with CC-1 regarding the timing of the robbery of the club.

d. On or about September 6, 2015, CC-1 and another conspirator (hereinafter, "CC-2") used and carried a firearm, which was brandished, during the robbery of the club.

e. On or about September 6, 2015, following the robbery, CC-1 and CC-2 used the car that had been stolen by defendant JIMMY COOPER, a/k/a "Flip," and CC-1, as a getaway car.

All in violation of Title 18, United States Code, Section 1951(a).

COUNT TWO
(Hobbs Act Robbery)

1. The allegations contained in Paragraphs 2 through 7 of Count One of this Superseding Indictment are realleged and incorporated by reference as though set forth in full herein.

2. On or about September 6, 2015, in Passaic County, in the District of New Jersey, and elsewhere, the defendant,

JIMMY COOPER,
a/k/a "Flip,"

did knowingly and willfully obstruct, delay, and affect, and attempt to obstruct, delay, and affect, commerce, as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce by robbery, as that term is defined in Title 18, United States Code, Section 1951, and did commit and threaten physical violence to the person and property of another, namely, an employee of the club in Passaic, New Jersey, in furtherance thereof.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

COUNT THREE

(Use of a Firearm During a Crime of Violence)

1. On or about September 6, 2015, in Essex County, in the District of New Jersey, and elsewhere, the defendant,

JIMMY COOPER,

a/k/a "Flip,"

during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, namely, the Hobbs Act conspiracy and robbery charged in Counts One and Two of this Superseding Indictment, did knowingly use and carry a firearm, which was brandished, and did aid and abet the same.

In violation of Title 18, United States Code, Sections 924(c)(1)(A)(ii) and 2,

FORFEITURE ALLEGATION

1. The allegations contained in Counts One through Three of this Superseding Indictment are incorporated by reference as though set forth in full herein for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c).

2. As the result of committing the firearms offense alleged in Count Three of this Superseding Indictment, the defendant,

JIMMY COOPER,
a/k/a "Flip,"

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(c), any firearm and ammunition involved in or used in the commission of such offense, including, but not limited to, the following:

- (1) One 9mm Hi Point semi-automatic handgun, bearing serial number P1274479; and
- (2) Seven rounds of 9mm ammunition.

A TRUE BILL

FOR


CRAIG CARPENITO
United States Attorney

CASE NUMBER: 17-106

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

UNITED STATES OF AMERICA

v.

**JIMMY COOPER,
a/k/a "Flip"**

SUPERSEDING INDICTMENT FOR

**18 U.S.C. § 1951(a)
18 U.S.C. § 924(c)(1)(A)(II)
18 U.S.C. § 2**

A True Bill

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DISTRICT OF NEW JERSEY
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