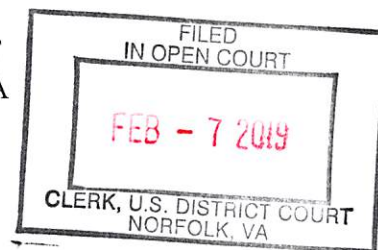


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA



Norfolk Division

UNITED STATES OF AMERICA)

UNDER SEAL

v.)

CRIMINAL NO. 2:19cr 25

JENIS LEROY PLUMMER, JR.,)

21 U.S.C. § 846

Defendant.)

Conspiracy to Distribute and Possess with Intent
to Distribute Heroin
(Count 1)

) 18 U.S.C. § 1951

) Conspiracy to Obtain Property Under Color of
) Official Right
) (Count 2)

) 18 U.S.C. §§ 1951 & 2

) Obtaining Property Under Color of Official Right
) (Count 3)

) 18 U.S.C. §§ 924(d) & 981(a)(1)(C),

) 21 U.S.C. § 853, 28 U.S.C. § 2461

) Criminal Forfeiture
)

SEALED

INDICTMENT

February 2019 TERM – at Norfolk, Virginia

THE GRAND JURY CHARGES THAT:

COUNT ONE

(Conspiracy to Distribute and Possess with Intent To Distribute Heroin)

From in or about July 2017 through in or about October 2018, within the Eastern District of Virginia and elsewhere, the defendant JENIS LEROY PLUMMER, JR. did unlawfully, knowingly, and intentionally combine, conspire, confederate, and agree with other persons, both known and unknown to the grand jury, to commit the following offense: To unlawfully,

knowingly, and intentionally manufacture, distribute, and possess with intent to manufacture and distribute, a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C)(i).

(All in violation of Title 21, United States Code, Section 846.)

COUNT TWO

(Conspiracy to Obtain Property Under Color of Official Right)

1. From in or about July 2017 through in or about January 2019, in the Eastern District of Virginia and elsewhere, defendant JENIS LEROY PLUMMER, JR. did knowingly and intentionally conspire with other persons known and unknown to the grand jury, to cause each other and others to obstruct, delay, and affect in any way and degree commerce, and the movement of articles and commodities in commerce, by extortion, as those terms are defined in Title 18, United States Code, Section 1951, that is to obtain funds, not due JENIS LEROY PLUMMER, JR. as a Chesapeake Sheriff's Deputy and to which JENIS LEROY PLUMMER, JR. was not entitled, from MS, with MS's consent, under color of official right.

2. In furtherance of this conspiracy, on or about October 19, 2018, JENIS LEROY PLUMMER, JR. drove to a cul-de-sac on Horse Run Drive in Chesapeake, Virginia and picked up a package containing contraband that a conspirator had left for him to retrieve.

3. In furtherance of this conspiracy, on or about October 19, 2018, JENIS LEROY PLUMMER, JR. used his position as a Chesapeake Sheriff's Deputy and smuggled this contraband into the Chesapeake City Jail and delivered the package to a conspirator, an inmate in the jail.

4. In furtherance of this conspiracy, on or about January 19, 2018, JENIS LEROY PLUMMER, JR. received a \$150.00 electronic payment from a conspirator via PayPal as partial payment for using his position to smuggle contraband into the Chesapeake City Jail.

(In violation of Title 18, United States Code, Section 1951.)

COUNT THREE

(Obtaining Property Under Color of Official Right)

From in or about July 2017 through in or about January 2019, in the Eastern District of Virginia and elsewhere, defendant JENIS LEROY PLUMMER, JR. and other persons known and unknown to the grand jury, knowingly and intentionally attempted to, did and caused each other and others to obstruct, delay and affect in any way and degree commerce, and the movement of articles and commodities in commerce, by extortion, as those terms are defined in Title 18, United States Code, Section 1951, that is: JENIS LEROY PLUMMER, JR. obtained funds not due JENIS LEROY PLUMMER, JR. and to which JENIS LEROY PLUMMER, JR. was not entitled, from MS, with MS's consent, under color of official right.

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

FORFEITURE

THE GRAND JURY FURTHER ALLEGES AND FINDS PROBABLE CAUSE THAT:

1. The defendant, if convicted of any of the violations alleged in this indictment, shall forfeit to the United States, as part of the sentencing pursuant to Federal Rule of Criminal Procedure 32.2:
 - a. Any property, real or personal, which constitutes or is derived from proceeds traceable to the violation; and
 - b. Any firearm or ammunition involved in or used in the violation.
2. The defendant, if convicted of either of the violations alleged in Counts Two and Three of this indictment, shall forfeit to the United States, as part of the sentencing pursuant to Federal Rule of Criminal Procedure 32.2, any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the violation.
3. If any property that is subject to forfeiture above, 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 to, 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 that cannot be divided without difficulty, it is the intention of the United States to seek forfeiture of any other property of the defendant, as subject to forfeiture under Title 21, United States Code, Section 853(p).
4. The property subject to forfeiture includes, but is not limited to, a monetary judgment in the amount of not less than \$5,000, representing the proceeds the defendant obtained as a result of the offenses in Counts One through Three.

(In accordance with Title 21, United States Code, Section 853; Title 18, United States Code, Sections 924(d)(1) and 981(a)(1)(C); and Title 28, United States Code, Section 2461(c).)

JS 45 (11/2002)

Criminal Case Cover Sheet

U.S. District Court

Place of Offense:		Under Seal: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Judge Assigned:
City: EDVA	Superseding Indictment:		Criminal Number: 2:19cr 25
County/Parish:	Same Defendant:		New Defendant: Jenis Leroy Plummer, Jr.
Magistrate Judge Case Number:		Arraignment Date:	
Search Warrant Case Number:			
R 20/R 40 from District of _____			

Defendant Information:

Juvenile: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	FBI#		
Defendant Name: Jenis Leroy Plummer, Jr.	Alias Name(s):		
Address: [REDACTED]	Virginia Beach, VA 23462		
Birth Date: [REDACTED] 1984	SS#: [REDACTED] 9773	Sex: M	Race: Black
Nationality:		Place of Birth: United States	
Height: 6'6"	Weight: 240 lbs.	Hair: Black	Eyes: Brown
Scars/Tattoos:			
Interpreter: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	List Language and/or dialect: Spanish		

Location Status:

Arrest Date:		
<input type="checkbox"/> Already in Federal Custody as of: _____ in: _____		
<input type="checkbox"/> Already in State Custody	<input type="checkbox"/> On Pretrial Release	<input type="checkbox"/> Not in Custody
<input checked="" type="checkbox"/> Arrest Warrant Requested	<input type="checkbox"/> Fugitive	<input type="checkbox"/> Summons Requested
<input type="checkbox"/> Arrest Warrant Pending	<input type="checkbox"/> Detention Sought	<input type="checkbox"/> Bond

Defense Counsel Information:

Name:	<input type="checkbox"/> Court Appointed
Address:	<input type="checkbox"/> Retained
Telephone:	<input type="checkbox"/> Public Defender
Email:	<input type="checkbox"/> Office of Federal Public Defender should not be appointed due to conflict of interest
	<input checked="" type="checkbox"/> CJA attorney: Jason A. Dunn, Esq. and Michael S. Davis, Esq. should not be appointed due to conflict of interest

U.S. Attorney Information:

AUSAs: Joseph E. DePadilla & Melissa E. O'Boyle	Telephone No. 757-441-6331	Bar #:
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Complainant Agency, Address & Phone Number or Person & Title:

Federal Bureau of Investigation, 509 Resource Row, Chesapeake, VA 23320, 757-455-0100, Special Agent M. Gripka
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U.S.C. Citations:

	Code/Section	Description of Offense Charged	Count(s)	Capital/Felony/Misd/Petty
Set 1	21 U.S.C. § 846	Conspiracy to Distribute and Possess with Intent to Distribute Heroin	1	Felony
Set 2	18 U.S.C. § 1951	Conspiracy to Obtain Property Under Color of Official Right	2	Felony
Set 3	18 U.S.C. §§ 1951 & 2	Obtaining Property Under Color of Official Right	3	Felony
Set 4	18 U.S.C. §§ 924(d) & 981(a)(1)(C), 21 U.S.C. § 853, 28 U.S.C. § 2	Criminal Forfeiture		