

51

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
ATHENS DIVISION

UNITED STATES OF AMERICA,	:	CRIMINAL NO. 3:17-CR-28-CAR
	:	
v.	:	VIOLATION(S):
	:	
ANTHONY JAMES JOHNSON a/k/a "ANT",	:	21 U.S.C. § 846 i/c/w
EMMANUEL B. SMITH a/k/a	:	21 U.S.C. § 841(a)(1)
"MANMAN",	:	21 U.S.C. § 841(b)(1)(A)(iii)
ANTHONY L. SMITH a/k/a "TONY", "UNC",	:	21 U.S.C. § 841(b)(1)(C)
BRITTANY PORTER,	:	21 U.S.C. § 841(b)(1)(D)
LACHIEVIOUS SMITH a/k/a "CHIEF",	:	21 U.S.C. § 841(b)(1)(E)
"CHEESE", "CHIEV", and	:	18 U.S.C. § 2
KRISTY DAVIS-SMITH	:	
	:	
Defendants.	:	

THE GRAND JURY CHARGES

COUNT ONE

(CONSPIRACY TO POSSESS WITH INTENT TO DISTRIBUTE CRACK COCAINE,
ALPRAZOLAM AND MARIJUANA)

That on or about January 1, 2013, to October 1, 2016, in the Athens Division of the Middle District of Georgia and elsewhere within the jurisdiction of this Court,

**ANTHONY JAMES JOHNSON a/k/a "ANT", EMMANUEL B. SMITH a/k/a
"MANMAN", ANTHONY L. SMITH a/k/a "TONY", "UNC", BRITTANY PORTER,
LECHIEVIOUS SMITH a/k/a "CHIEF", "CHEESE", "CHIEV" and KRISTY DAVIS-
SMITH**

defendants herein, did unlawfully and willfully conspire with each other and with other persons, known, Michael Johnson, Sandra Johnson, Feleshia Smith, Rodricus Devoe, Robert Mayweather, Shapharrier Harper, not indicted herein, and unknown to the Grand Jury, to knowingly, unlawfully and intentionally possess with intent to distribute Schedule II controlled substances, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine in an amount

over 280 grams; a Schedule I controlled substance to-wit: marijuana; a Schedule IV controlled substance to-wit: Alprazolam, all in violation of Title 21, United States Code, Section 846 in connection with Title 21, United States Code, Sections 841(a)(1), (b)(1)(A)(iii), (b)(1)(C), (b)(1)(D), and (b)(1)(E).

COUNT TWO
(DISTRIBUTION OF MARIJUANA)

That on or about May 20, 2015, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule I controlled substance, to-wit: marijuana, all in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(D), and Title 18, United States Code, Section 2.

COUNT THREE
(DISTRIBUTION OF MARIJUANA)

That on or about June 10, 2015, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule I controlled substance, to-wit: marijuana, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(D), and Title 18, United States Code, Section 2.

COUNT FOUR
(DISTRIBUTION OF ALPRAZOLAM)

That on or about January 29, 2016, in the Athens Division of the Middle District of

Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule IV controlled substance, to-wit: Alprazolam, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(E), and Title 18, United States Code, Section 2.

COUNT FIVE
(DISTRIBUTION OF ALPRAZOLAM)

That on or about February 12, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

defendant herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(E), and Title 18, United States Code, Section 2.

COUNT SIX
(DISTRIBUTION OF CRACK COCAINE)

That on or about February 12, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation

of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT SEVEN
(DISTRIBUTION OF CRACK COCAINE)

That on or about February 17, 2016 in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN"

and ANTHONY L. SMITH a/k/a "TONY", a/k/a/"UNC",

defendants herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally possess with intent to distribute Schedule II controlled substances, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT EIGHT
(DISTRIBUTION OF MARIJUANA)

That on or about February 23, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a "MANMAN",

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule I controlled substance, to-wit: marijuana; in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(D), and Title 18, United States Code, Section 2.

COUNT NINE
(DISTRIBUTION OF CRACK COCAINE)

That on or about February 24, 2016, in the Athens Division of the Middle District of

Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a “MANMAN” and

LACHIEVIOUS SMITH a/k/a “CHIEF”, “CHEESE”, “CHIEV”,

defendants herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT TEN

(ATTEMPT TO DISTRIBUTION OF CRACK COCAINE)

That on or about April 12, 2017, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

EMMANUEL B. SMITH a/k/a “MANMAN” and LACHIEVIOUS SMITH a/k/a

“CHIEF”, “CHEESE”, “CHIEV”,

defendants herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally attempt to distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT ELEVEN

(DISTRIBUTION OF CRACK COCAINE)

That on or about September 20, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY JAMES JOHNSON a/k/a “ANT”,

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT TWELVE
(DISTRIBUTION OF CRACK COCAINE)

That on or about May 14, 2015, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY L. SMITH a/k/a "TONY" a/k/a "UNC",

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT THIRTEEN
(DISTRIBUTION OF CRACK COCAINE AND MARIJUANA)

That on or about May 19, 2015, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY L. SMITH a/k/a "TONY" a/k/a "UNC",

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally possess with intent to distribute Schedule II controlled substances, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine; a Schedule I controlled substance, to-wit: marijuana, all in violation of Title 21, United

States Code, Sections 841(a)(1), 841(b)(1)(C), 841(b)(1)(D), and Title 18, United States Code, Section 2.

COUNT FOURTEEN
(DISTRIBUTION OF CRACK COCAINE)

That on or about May 22, 2015, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY L. SMITH a/k/a “TONY” a/k/a “UNC”,

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine; in violation of Title 21 United States Code Sections 841(a)(1), 841(b)(1)(C), and Title 18 United States Code Section 2.

COUNT FIFTEEN
(DISTRIBUTION OF CRACK COCAINE)

That on or about March 2, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY L. SMITH a/k/a “TONY” a/k/a “UNC” and LACHIEVIOUS SMITH a/k/a
“CHIEF”, “CHEESE”, “CHIEV”,

defendants herein, aided and abetted by each other and others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT SIXTEEN
DISTRIBUTION OF CRACK COCAINE)

That on or about March 10, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

ANTHONY L. SMITH

and LACHIEVIEOUS SMITH a/k/a/ "CHIEF", "CHEESE", "CHIEV",

defendants herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT SEVENTEEN
(DISTRIBUTION OF CRACK COCAINE)

That on or about March 17, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

LACHIEVIEOUS SMITH a/k/a/ "CHIEF", "CHEESE", "CHIEV" and
BRITTANY PORTER

defendant herein, aided and abetted by each other and by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT EIGHTEEN
(DISTRIBUTION OF CRACK COCAINE)

That on or about March 25, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

LACHIEVIOUS SMITH a/k/a/ "CHIEF", "CHEESE", "CHIEV",

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT NINETEEN
(MAINTAINING A DRUG INVOLVED PREMISE)

That on or about September 8, 2015, to September 1, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of this Court,

KRISTY DAVIS-SMITH,

defendant herein, aided and abetted by others both known and unknown to the Grand Jury did knowingly and intentionally use and maintain a place at 905 Davis Street, Monroe, Walton County, Georgia, for the purpose of distributing a Schedule II controlled Substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine; a Schedule I controlled substance, to-wit: marijuana; all in violation of Title 21, United States Code, Section 856(a)(1) and Title 18, United States Code, Section 2.

COUNT TWENTY
(DISTRIBUTION OF CRACK COCAINE)

That on or about April 21, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

LACHIVIOUS SMITH a/k/a/ "CHIEF", "CHEESE", "CHIEV"

defendant herein, aided and abetted by others, both known and unknown to the Grand Jury, did unlawfully, knowingly, and intentionally distribute a Schedule II controlled substance, to-wit: a mixture containing a detectable amount of cocaine base also known as crack cocaine, in violation of Title 21 United States Code Sections 841(a)(1), 841(b)(1)(C) and Title 18 United States Code Section 2.

COUNT TWENTY-ONE
(POSSESSION OF A FIREARM IN FURTHERANCE OF A DRUG TRAFFICKING CRIME)

That on or about April 21, 2016, in the Athens Division of the Middle District of Georgia, and elsewhere within the jurisdiction of the Court,

LACHIVIOUS SMITH, a/k/a "CHIEF", "CHEESE", "CHIEV",

Defendant aided and abetted by others both known and unknown to the Grand Jury, did knowingly and, unlawfully possess a firearm ,to-wit: one Austrian Sporting Arms, model ISSC M22, .22 caliber pistol, serial # AAB317, during and in relation to and in furtherance of a drug trafficking offense which is prosecutable in a court of the United States, to-wit: conspiracy to distribute controlled substances in Count One and distribution of crack cocaine in Count Twenty-One incorporated by reference , all in violation of Title 18 United States Code Section 924(a)(1), 924 (c) and Title 18 United States Code Section 2.

A TRUE BILL.

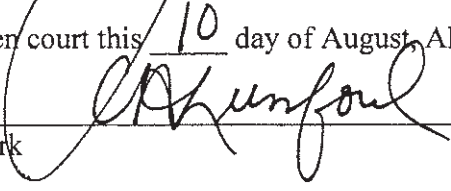
s/ Foreperson of the Grand Jury
FOREPERSON OF THE GRAND JURY

PRESENTED BY:

G.F. PETERMAN, III
UNITED STATES ATTORNEY


TAMARA A. JARRETT
ASSISTANT UNITED STATES ATTORNEY

Filed in open court this 10 day of August, AD 2017.


Deputy Clerk