

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

UNITED STATES OF AMERICA

- v. -

DAVID TAYLOR,  
VITO GALLICCHIO, and  
DANIEL GARCIA,

Defendants.

- - - - - x

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/20/17

SEALED INDICTMENT

17 Cr.

**17 CRIM 390**

COUNT ONE

The Grand Jury charges:

1. From at least in or about January 2012, up to and including in or about June 2017, in the Southern District of New York and elsewhere, DAVID TAYLOR, VITO GALLICCHIO, and DANIEL GARCIA, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate and agree, together and with each other, to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that DAVID TAYLOR, VITO GALLICCHIO, and DANIEL GARCIA, the defendants, and others known and unknown, would and did distribute and possess with the intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1).

**JUDGE CARTER**

3. The controlled substance that DAVID TAYLOR, VITO GALLICCHIO, and DANIEL GARCIA, the defendants, and others known and unknown, conspired to distribute and possess with the intent to distribute was a quantity of mixtures and substances containing a detectable amount of oxycodone, in violation of 21 U.S.C. § 841(b)(1)(C).

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION

4. As a result of committing the offense alleged in Count One of this Indictment, DAVID TAYLOR, VITO GALLICCHIO, and DANIEL GARCIA, the defendants, 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 said offense.

Substitute Assets Provision

5. If any of the above-described forfeitable property, as a result of any act or omission of DAVID TAYLOR, VITO GALLICCHIO, and DANIEL GARCIA, the defendants:

- 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), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Section 853.)

Brian J. Bernick  
Foreperson

Joan Kim  
JOON H. KIM  
Acting United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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TRUE BILL

17 Cr.

(Title 21, United States Code, Section 846.)

JOON H. KIM  
Acting United States Attorney.

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6/20/17 . FILED INDICTMENT. WARRANT ISSUED  
COTT, JURY