

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA * **CRIMINAL DOCKET NO. 12-051**
*
* **SECTION: "K"**
v. *
MARK GLENN *

* * *

FACTUAL BASIS

Should this matter proceed to trial, the United States will prove beyond a reasonable doubt, through credible testimony and the production of reliable evidence, the following facts:

In late 2010, federal agents with the United States Bureau of Alcohol, Tobacco, Firearms, and Explosives (A.T.F.) started investigating several acts of violence that had taken place in the Carrollton Area of the City of New Orleans. During the course of this investigation the agents reviewed numerous police reports, 911 calls, recorded telephone calls, and have spoken to several cooperating witnesses. Based on this investigation agents have determined that **TYRONNE STEVENSON**, aka "Duke", **CAREY JONES**, aka "Bean", **THERON GOLSTON**, aka "Thema", **RYAN CARROLL**, aka "Ronnie Boo", **BERNELL WILLIAMS** aka "Bussy", **WALTER CONLEY**, aka "Ike Neezy", **MARK GLENN** and **CHINA STEWART**, aka "Ms.

China”, aka “Mom”, and other known individuals were members and associates of an organization engaged in, among other things, conspiracy to distribute controlled substances, the distribution of controlled substances, murder, conspiracy to commit murder, attempted murder, and obstruction of justice in the Hollygrove area of the City of New Orleans from 2006 to the present. This organization, including its leadership, membership, and associates, constituted an “enterprise”, as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact. The enterprise engaged in, and its activities affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise. As such, the members of this enterprise possessed, used, carried, and discharged numerous firearms in furtherance of their drug trafficking activities in an effort to protect their drug turf and to retaliate against other rival neighborhood drug groups, such as “Hell City”, whose members also sold illegal drugs in the Carrollton Area of the City.

Agents have identified some of the members of “Hell City” as B.C, J.G., C.M., G.B., L.W., J.S., D.H. G.S., and G.S. During the last several years, numerous shooting have taken place between these two rival groups.

At trial the government would present testimony of several co-defendants, who have already pled guilty in this case. All of these individuals would acknowledge that they were members of this RICO enterprise in that they participated in the distribution of crack cocaine and participated in several shooting against the members of “Hell City”. These cooperating defendants would also testify that **MARK GLENN** was one of their associates and that he knowingly participated in their criminal activities.

On March 25, 2009, NOPD received information regarding a shooting which had occurred at the intersection of S. Carrollton Avenue and Apple Street. Officers were also informed that the victim had been transported to Oschner Hospital. Upon arrival, officers located and interviewed the victim, Dejean Pierce, who has been identified as an unindicted co-conspirator in this case. Pierce told the officers that he was the front seat passenger in his own vehicle which was being driven, at the time of the shooting, by **Mark Glenn**. Pierce stated that he and **Glenn** were travelling north of S. Carrollton Avenue towards Earhart Blvd. When they reached Apple Street, they heard two shots at which time Pierce observed that he was shot and bleeding from his left thigh. **Glenn** immediately drove Pierce to the hospital. Pierce stated that "he heard two shots and a tan Altima flew by." Pierce could provide no additional information on the either the vehicle or the shooter(s).

According to a cooperating defendant, Dejean Pierce, aka "DJ", and **Mark Glenn** were riding together in Pierce's Hyundai Santa Fe on Carrollton Avenue when a black, Chevrolet, Monte Carlo pulled alongside them and began shooting, injuring Pierce. The shooter was identified as G.S., a member of "Hell City". Immediately following the shooting, Pierce called Carey Jones, aka "Bean" on his cell phone and expressed his anger at being shot and stated that instead of going to the hospital, Pierce wanted to return to the "Hell City" area and seek revenge. Pierce did not act on this impulse and did go to the hospital to receive treatment for his injuries.

According to a cooperating defendant, on or about **April 4, 2009**, Carey Jones, aka "Bean", Tyrone Stevenson, aka "Duke", Dejean Pierce, aka "DJ", and **Mark Glenn** had just left a local daiquiri shop and were riding around in Pierce's Hyundai Santa Fe. As they approached the intersection of Willow and Cambronne Streets, a blue/green Grand Prix stopped directly in front of

their vehicle. The individual seated in the rear seat of the Grand Prix got out of the vehicle and began shooting at Pierce's Hyundai. **Mark Glenn**, who was driving the Hyundai at the time of the shooting, was shot in the leg and unable to continue driving. Pierce took over driving the vehicle and the group travelled to the hospital where they left **Glenn** for treatment. According to the cooperating defendant, Jones and Stevenson left the hospital immediately, while Pierce, who was later joined by Pierce's girlfriend "Tiffany" and Glenn's girlfriend "Needy", remained with **Glenn**.

Through a follow-up investigation, ATF agents were able to pull telephone calls from the Orleans Parish Prison. In call 1238-956-819, made on April 5, 2009 at 1:39 PM, Walter Conley, aka "Ike Neezy" calls and talks to Carey Jones, aka "Bean". Jones tells Conley that they were 'lurkin' last night, meaning riding around 'Hell City'. Jones says "*little fuckin' homie, um, stopped on homie, ya heard me*" and "*on Duke*", identifying that someone shot at Tyrone Stevenson, aka "Duke". Jones then says "*our other little partner got, got hit in the leg.*" When Conley asks who got shot, Jones tells him "*Mark, Mark got hit in the leg*", referring to **Mark Glenn**. Jones also tells Conley that "*it was me, him, D-rock and homie, ya heard me*", referring to Jones, **Glenn**, Dejean Pierce and Stevenson.

On **April, 6, 2009**, at approximately 10:00 PM, NOPD officers were on routine patrol when they saw three individuals standing next to a maroon, Hyundai, SUV parked in the 2100 block of Philip Street. As the officers stopped to watch the three, they observed Bernell Williams quickly enter and exit the vehicle at which time the interior of the car burst into flames. The

officers approached and the subjects fled. Bernell Williams and Norman Ratcliff were apprehended by officers, while Carey Jones escaped capture.

In call 1239-136-117, made on April 7, 2009, at 3:27 PM, Walter Conley ("Ike") calls and speaks to Tyrone Stevenson ("Duke"). Stevenson identifies that "Bean, Turk and Bussy" (Jones, Ratcliff and Williams) "ran from the people ... last night" (ran from the police) after "burnin' D-Rock car up" (setting fire to Dejean Pierce's vehicle). Stevenson tells Conley that the three used a can of air-freshener as an accelerant, lit the car on fire, ran from the police and that only Williams and Ratcliff were caught. Stevenson explains how Carey Jones ("Bean") hid on the top of a house and hurt his foot while trying to escape.

On **April 10, 2009**, Golston, Stevenson and Ratcliff came by Jones' house and asked him if he wanted to ride with them over into Hell City. He told them no because his ankle was still messed up from running from the police a few days earlier. Golston, Stevenson and Ratcliff then left in a stolen Dodge Intrepid.

Later that morning, police responded to a call in the 1700 block of Monroe Street where they found Glin Butler, a member of Hell City, suffering from multiple gunshot wounds. Evidence recovered from the scene identified seventeen (17) 7.62 caliber rifle casings and thirteen (13) 9mm casings. The victim, Glin Butler, was transported to the hospital. During a follow-up investigation the victim was uncooperative and did not identify any of his assailants.

Later that day, Golston, Ratcliff and Stevenson spoke with Carey Jones and informed him that they had "got him" referring to the shooting of Glin Butler. He said he spoke to them later and they told him that they had shot Glin Butler.

On April 11, 2009, NOPD officers were dispatched to the 700 block of N. Prieur Street to investigate a call of Illegal Discharge of Weapons. Upon arrival, officers observed several bullet casings on the ground in the area as well as a blood stained, Smith & Wesson, 9mm, semi-automatic handgun, lying on the ground in front of 2020 Dumaine Street. The officers did not immediately observe a victim and requested a check of area hospitals at which time they located four victims from this incident at University Hospital. Officers spoke with the four victims; V.D., Dejean Pierce, R.C. and Norman Ratcliff, who all stated that they were in the 700 block of N. Prieur Street when an unknown black male, with dreadlocks and wearing a black t-shirt, began shooting into the crowd.

Subsequent investigation by NOPD also led to the recovery of a Norinco, SKS, 7.62 caliber assault rifle from inside the residence located at 2020 Dumaine Street. At the time of the incident, the residence was occupied by Norman Ratcliff, who lived at this location along with his mother.

According to a cooperating defendant, on the night of the shootings, Carey Jones, aka "Bean", Norman Ratcliff, aka "Turk", Dejean Pierce, V.D., R.C., as well as Tyronne Stevenson, aka "Duke", **Mark Glenn** and Ratcliff's cousin, "Joe", were all together at Ratcliff's residence on Dumaine Street. The group left the residence enroute to an area store when they walked past a local bar room where a party was going on. The cooperating witness stated that they saw one of the guys at the party grab his gun and tell some girls to move out of the way so that he could shoot at Ratcliff and his group. Ratcliff and the others began to move off but were followed by the black male with the gun who began shooting in their direction. Ratcliff, armed with the Smith &

Wesson, 9mm pistol, shot back at the shooter. The cooperating witness confirmed that Ratcliff was shot in the back and V.D. was shot in the arm.

It should be noted that the Smith & Wesson, 9mm pistol and the Norinco, 7.62 caliber assault rifle recovered as a result of the investigation into this incident were ballistically matched to the casings recovered from the scene of the shooting of Glin Butler on April 10, 2009.

On **August 1, 2009**, at approximately 5:18 PM, NOPD officers were on patrol near the area of Joliet Street and Earhart Blvd when they observed a silver, Dodge Intrepid driving in a reckless manner. The vehicle was observed making several improper lane changes with using its turn signals, forcing another vehicle to stop suddenly so as to avoid hitting the Intrepid.

Officers activated their lights, signaling the driver to pull over to the side of the road. As the officers approached the stopped vehicle, they observed that the vehicle was occupied by three individuals. The driver was identified as **Mark Glenn**, while Norman Ratcliff, aka "Turk" was seated in the front passenger seat and Carey Jones, aka "Bean" was seated in the rear passenger seat. The officers also saw the both of the passengers were holding open beer bottles between their legs. **Glenn** was ordered out of the vehicle and placed under arrest for Reckless Operation of a Motor Vehicle. A search of **Glenn** incident to arrest revealed the Glenn was in possession of two (2) clear plastic bags containing marijuana.

On June 13, 2010, in the afternoon hours, Carey Jones, aka "Bean" and Theron Golston, aka "Thema", drove to Kenner, Louisiana, where they met with **Mark Glenn** outside a motel located off of Airline Highway. Jones and Golston told **Glenn** that they were planning to head back to the Pigeontown area of New Orleans and "spin", meaning they were planning to look for

any of the members of Hell City and shoot whoever they located. After meeting with **Glenn**, and informing him of their intentions, Jones and Golston took 9mm handgun that belonged to **Glenn**. Golston was already in possession of a Springfield Arms, Model XD, .45 caliber pistol. They also took a vehicle that belonged to Glenn's female friend, which they then used to return to the Pigeontown area.

Upon arriving in Pigeontown, Jones and Golston drove around for approximately 30 minutes before seeing Glin Butler walking down the street towards the corner of Eagle and Hickory Streets. Jones, the driver, and Golston, the front seat passenger, approached Butler and slowed the car down, at which time the front passenger's window opened. Both Jones and Golston pointed their guns at Glin Butler and opened fire in an attempt to kill him. However, Butler was not hit by the gunfire and safely ran from the area.

Immediately following the attempted shooting of Glin Butler, Carey Jones and Theron Golston returned to Kenner to meet again with **Mark Glenn**. Jones and Golston returned the vehicle and the gun to **Glenn**, informing him that he now needed to buy more bullets. Jones and Golston told **Glenn** that they had just shot at Glin Butler, although at the time, they did not know if they had injured Butler or not. **Glenn** was angry that he had missed out on the action and stated that he was also going to go into Pigeontown to look for Butler. Jones and Golston were then picked up from the motel by Norman Ratcliff.

On June 13, 2010, at approximately 9:08 PM, NOPD officers responded to an Aggravated Battery by shooting at the intersection of Eagle and Hickory Street, New Orleans, Louisiana. Officers located two victims, Scott Tillman and Glin Butler. Tillman had been shot in his right

thigh and right lower leg while Butler was shot in the rear, right calf. Butler told officers that he was standing on the corner when he saw a gray, four door car driving eastbound on Hickory Street. Butler stated that the individual inside the vehicle started shooting at him as the car drove past and fled down Eagle Street. Butler ran to his cousin's (Dimarco Henderson) residence and went from there to the hospital for treatment.

According to a cooperating defendant, at some point after the shooting of Glin Butler, but before the shooting of Eula Ivey, **Mark Glenn** arrived at Norman Ratcliff's house in Kenner where he met with Carey Jones, Norman Ratcliff, and others. **Glenn** informed Jones and the others that he had returned to Pigeontown and had shot Glin Butler on Hickory.

According to a cooperating defendant, on June 14, 2010, in the morning hours, Carey Jones, aka "Bean", Norman Ratcliff, aka "Turk" and **Theron Golston**, aka "Thema", went to the Eastside Hollygrove area to the house of C.J., aka "Chuck". C.J. was trying to get a vehicle that the group could use to "spin" later that day on 'Hell City'. C.J. and Jones decided to do this because they knew that Jones, Mark Glen, Theron Golston, and Norman Ratcliff shot at Glin Butler the previous day, on June 13, 2010, but that he had survived again. Based on this information, the group decided to once again locate and shoot Butler. C.J. was already in possession of a black, Volkswagen Jetta that he had obtained from a drug user but did not want to use this vehicle to 'spin'. C.J. called C.C. and asked C.C. to bring his vehicle over so that C.J. and the others could borrow the car to 'spin'.

Prior to C.C.'s arrival with his vehicle, Carey Jones, aka "Bean", L.S., C.J., and Norman Ratcliff, aka "Turk", left C.J.'s house and travelled to the Academy Sports store in Elmwood to

purchase ammunition. C.J., because he had valid identification, purchased the 9mm and .40 caliber ammunition using cash. The group then left the store and returned to Hollygrove.

C.C. arrived at C.J.'s house with his white, Chevrolet Malibu rental car. At this time Carey Jones, Norman Ratcliff, Theron Golston, C.J. (aka "Chuck"), L.S., and C.C. all piled into the two vehicles while armed with at least five firearms and went driving around looking for Glin Butler in an attempt to kill him. The white vehicle drove off first followed by the black vehicle.

On June 14, 2010, at approximately 6:15 PM, NOPD officers responded to a homicide at 8921 Birch Street, the residence of Glin Butler. Upon arrival, officers found Miss Eula Mae Ivey, who was identified as Glin Butler's grandmother, lying in the front yard deceased as the result of multiple gunshot wounds. A second victim, Jonathan Butler, Glin Butler's younger brother, was struck by a bullet that entered the residence. Witnesses to this incident told the police that Miss Ivey was killed by several individuals who drove past the location and opened fire from two (2) vehicles. Officers located approximately twenty-four (24) 9mm casings, six (6) .45 caliber casings and one (1) .40 caliber casing from the scene. Ballistics indicate that five (5) different weapons were used in this incident, one (1) .45 caliber, one (1) .40 caliber and three (3) different 9mm firearms.

After both vehicles sped away from the 8900 block of Birch Street, they drove down Hollygrove Street toward Hickory, turning westbound into the 9000 block of Hickory Street. D.M. was standing on the porch of his residence with his children when he heard several gunshots coming from nearby. After about a minute, D.M. saw a white Chevrolet Malibu travelling north on Hollygrove Street. The vehicle had a damaged front passenger side. D.M. said the vehicle

sped toward Hollygrove and Hickory Streets and then turned west into the 9000 block of Hickory. As the vehicle made the turn, D.M. hurried his children inside their residence, following directly behind them. As he shut the door, he heard several gunshots directly outside of his residence. After the shooting ceased, he walked outside and saw multiple spent shell casings in the middle of the street.

The casings were recovered by NOPD and ballistically compared to those recovered from the scene of the Eula Ivey murder. It was determined that the nine (9) 9mm casings had been fired from two (2) 9mm weapons. These casings were further determined to have been fired from the Taurus 9mm and the Glock Model 19, 9mm pistols that were used in the Eula Ivey homicide. Additionally the Taurus 9mm was ballistically linked to the shooting of Glin Butler which occurred on June 13, 2010 at approximately 9:00pm.

According to a cooperating witness, immediately following the shooting of Eula Ivey, Carey Jones, aka "Bean", Norman Ratcliff, aka "Turk" and Theron Golston, aka "Thema", returned to Ratcliff's vehicle and drove out to **Mark Glenn**'s apartment. The three waited on **Glenn** to return home from work. While at the apartment, Jones and the others told **Glenn** that they had "spinned" and gone to Hell City where they had killed Eula Ivey while attempting to shoot Glin Butler again. **Mark Glenn** asked "why ya'll left me." Jones, Ratcliff and Golston discussed how Theron Golston had jumped out of the white Malibu and ran over to where Ms. Ivey was and shot her repeatedly at close range. Both Jones and Ratcliff were angry with Golston about what he had done, saying that they had mothers too and he had gone too far.

On November 28, 2010, NOPD officers were on patrol in the 2500 block of Second Street when they were nearly struck by a gray, Nissan Maxima, as it began moving from a parked position on the side of the road. The officers then exited their vehicle and approached the Nissan from both the passenger and driver side. As the driver, **Mark Glenn**, was interviewed by the officer through the open driver's side window, the officer observed a handgun protruding from under the driver's seat. **Glenn** was removed from the vehicle and asked if he could produce registration for the weapon. The firearm, a Glock, .40 caliber, semi-automatic pistol, was recovered from the area at the driver's feet. It was subsequently found to be stolen. **Glenn** was placed under arrest and searched incident to arrest resulting in the recovery of three pieces of clear plastic containing crack cocaine from his right, front pants pocket.

On June 7, 2012, SA Daniel Hebert placed a return call to **Mark Glenn**. During the course of the conversation, **Mark Glenn** informed SA Hebert that he was not willing to take a polygraph exam regarding his involvement in the events surrounding the Eula Ivey murder because he knew that he would fail. SA Hebert asked **Glenn** why he would fail to which Glenn responded "*I ain't takin' no murder charge for that old lady ... I'll take that shooting in front of the store.*" **Glenn** also stated "*I did that ... I shot that dude*" but "*I don't know nothin' 'bout murdering no old lady.*"

On June 7, 2012, at approximately 11:54 PM, SA Hebert, along with Special Agent Suzanne Pecora, called **Mark Glenn** at (504) 278-3693 from SA Pecora's desk phone. A portion of this call was recorded using SA Hebert's iPhone. During this call, **Mark Glenn** confessed to shooting Glin Butler outside the store on Hickory Street. **Glenn** said that he had been driving by the store when he saw Butler and others standing outside the store. **Glenn** said that he drove by

the store and shot through the open window. **Glenn** stated that he believed he had a .40 or .45 caliber handgun but could not recall any specifics of the weapon. **Glenn** identified himself as the shooter, further stating that no one else was with him at the time of the shooting. The call lasted approximately twelve and a half minutes.

On or about October 24, 2012, Special Agent Suzanne Pecora met with **Mark Glenn** at the Jefferson Parish Detective Bureau at which time she observed that **Glenn** had a large tattoo on the inside of his right forearm. The tattoo lists the following nicknames: D-Roc (Dejean Pierce), Bean (Carey Jones), Ike (Walter Conley), Turk (Norman Ratcliff), Duke (Tyronne Stevenson), Bussy (Bernell Williams), and B-Zac (Brad Stevenson). Listed in a downward fashion to the right of these nicknames, is the word "GUNNAZ".

Furthermore, witnesses would testify that TYRONNE STEVENSON, aka "Duke", CAREY JONES, aka "Bean", THERON GOLSTON, aka "Thema", RYAN CARROLL, aka "Ronnie Boo", BERNELL WILLIAMS aka "Bussy", WALTER CONLEY, aka "Ike Neezy" and **MARK GLENN**, were street level dealers of illegal narcotics and sold crack cocaine and marijuana (and on occasion heroin) on a daily basis while hanging out on the street corners in the Hollygrove neighborhood when they were not in jail.

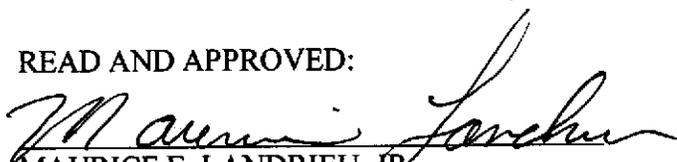
The Government and the defendant **MARK GLENN** agree and stipulate that for sentencing purposes the government could prove that the amount of cocaine base ("crack") that was distributed and possessed with the intent to be distributed by members of this conspiracy during the course of this conspiracy was not less than 28 grams but not more than 196 grams of

cocaine base ("crack"). The amount of marijuana and heroin that was involved in this conspiracy was negligible for sentencing purposes.

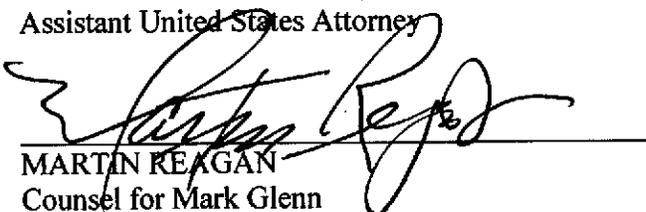
Limited Nature of Factual Basis

This proffer of evidence is not intended to constitute a complete statement of all facts known by **MARK GLENN** and described by **MARK GLENN** to the government, but rather is a minimum statement of facts intended to prove the necessary factual predicate for the guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for **MARK GLENN'S** plea of guilty to the charged offenses in Counts 1 and 29 of the Second Superseding Indictment.

READ AND APPROVED:


MAURICE E. LANDRIEU, JR.
Assistant United States Attorney

7/22/13
DATE


MARTIN REAGAN
Counsel for Mark Glenn

July 22nd 2013
DATE

Mark Glenn
MARK GLENN
Defendant

7-22-13
DATE