

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____
v. : **DATE FILED:** _____
KENNY MARTINEZ : **VIOLATION:**
FERNANDO MARTINEZ : **21 U.S.C. § 846 (conspiracy to distribute**
RICHARD THOMAS MOORE : **500 grams or more of cocaine - 1 count)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From on or about March 5, 2013, to on or about March 7, 2013, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendants

**KENNY MARTINEZ,
FERNANDO MARTINEZ, and
RICHARD THOMAS MOORE**

conspired and agreed together and with others known and unknown to the grand jury, to knowingly and intentionally distribute 500 grams or more, that is, approximately 1 kilogram, of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

MANNER AND MEANS

It was part of the conspiracy that:

2. Defendants **KENNY MARTINEZ** and **FERNANDO MARTINEZ** organized the acquisition, transportation and delivery by express mail of a parcel containing

approximately 1 kilogram of cocaine, from Ponce, Puerto Rico to 326 E. Louden Street, in Philadelphia, Pennsylvania, the residence of defendant **RICHARD THOMAS MOORE**.

3. Defendant **FERNANDO MARTINEZ** received and accepted the express mail parcel containing the cocaine at defendant **RICHARD THOMAS MOORE**'s 326 E. Louden Street residence.

4. Defendant **RICHARD THOMAS MOORE** transported the express mail parcel from 326 E. Louden Street, in Philadelphia, to the premises at 4625 Boudinot Street, in Philadelphia, Pennsylvania, and then left the premises without the parcel.

5. After defendant **RICHARD THOMAS MOORE** transported the express mail parcel to the 4625 Boudinot Street residence, defendants **KENNY MARTINEZ** and **FERNANDO MARTINEZ** arrived at 4625 Boudinot Street, entered the residence, opened the express mail parcel, and defendant **KENNY MARTINEZ** then fled the location with the contents of the parcel in his possession.

OVERT ACTS

In furtherance of the conspiracy, the defendants, and others known and unknown to the grand jury, committed the following overt acts, among others, in Philadelphia, in the Eastern District of Pennsylvania and elsewhere:

1. On or about March 5, 2013, defendants **FERNANDO MARTINEZ** and **KENNY MARTINEZ** caused an express mail parcel containing approximately 1 kilogram of cocaine to be mailed from Ponce, Puerto Rico to "Fernando Martinez, 326 E. Louden Street, Philadelphia, PA 19120."

2. On or about March 7, 2013, defendant RICHARD THOMAS MOORE transported an express mail parcel containing approximately 1 kilogram of cocaine from 326 E. Loudon Street, Philadelphia, Pennsylvania to 4625 Boudinot Street, in Philadelphia, Pennsylvania and departed the premises without the express mail parcel.

3. On or about March 7, 2013, defendants FERNANDO MARTINEZ and KENNY MARTINEZ drove from 326 E. Loudon Street to 4625 Boudinot Street, in Philadelphia, and entered the 4625 Boudinot Street premises.

4. On or about March 7, 2013, defendants FERNANDO MARTINEZ and KENNY MARTINEZ opened an express mail parcel inside the premises at 4625 Boudinot Street, in Philadelphia, after which defendant KENNY MARTINEZ left the premises, with the contents of the opened express mail parcel in his possession.

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

A TRUE BILL:

FOREPERSON

ZANE DAVID MEMEGER
United States Attorney