

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 2118(b) Burglary of a Controlled Substance; 21 U.S.C. § 841(a)(1) & (b)(1)(C) Poss with Intent to Dist. Schedule II Controlled Substances; 21 U.S.C. § 841(a)(1) and (b)(1)(B) (viii) Poss. with Intent to Dist. Meth.
 Petty
 Minor
 Misdemeanor
 Felony

PENALTY:
SEE ATTACHMENT

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

DEA Special Agent Joe Palmer

person is awaiting trial in another Federal or State Court, give name of court

Santa Clara County Superior Court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a re prosecution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

MELINDA L. HAAG

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

CHINHAYI CADET

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

FILED

JUN 13 2013

DEFENDANT - U.S.

JERRY GOULART SILVEIRA

RICHARD W. WIECKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DISTRICT COURT NUMBER

CR 13 386 **WHA**

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Santa Clara County Jail - Elmwood Facility

Has detainer been filed? Yes No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: NO BAIL

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

UNITED STATES v. JERRY GOULART SILVEIRA

PENALTY SHEET ATTACHMENT

COUNT ONE: 18 U.S.C. § 2118(b) — Burglary of a Controlled Substance

Maximum 20 years imprisonment
Maximum \$250,000 fine
Maximum 3 years of supervised release
\$100 special assessment

COUNT TWO: 21 U.S.C. § 841(a)(1) and (b)(1)(C) — Possession with Intent to Distribute
Schedule II Controlled Substances

Maximum 20 years imprisonment
Maximum \$1,000,000 fine
Minimum 3 years of supervised release
\$100 special assessment

COUNT THREE: 21 U.S.C. § 841(a)(1) and (b)(1)(B)(viii) — Possession with Intent to
Distribute Methamphetamine

Minimum 5 years imprisonment
Maximum 40 years imprisonment
Maximum \$5,000,000 fine
Minimum 4 years of supervised release
\$100 special assessment

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED
JUL 13 10 43 32
U.S. DISTRICT COURT
SAN FRANCISCO, CALIF.

UNITED STATES OF AMERICA,

v.

CR 13 386

WHA

JERRY GOULART SILVEIRA

DEFENDANT(S).

INDICTMENT

- COUNT ONE: 18 U.S.C. § 2118(b) — Burglary of a Controlled Substance
- COUNT TWO: 21 U.S.C. § 841(a)(1) and (b)(1)(C) — Possession with Intent to Distribute Schedule II Controlled Substances
- COUNT THREE: 21 U.S.C. § 841(a)(1) and (b)(1)(B)(viii) — Possession with Intent to Distribute Methamphetamine

A true bill.

Nancy J. Peterum
Foreman

Filed in open court this 13th day of

June 2013
[Signature]
Clerk

Bail, \$ no bail arrest warrant

[Signature]
Nathanael Cousins
United States Magistrate Judge

1 MELINDA HAAG (CABN 132612)
United States Attorney

FILED
2013 JUN 13 10 43 32
U.S. DISTRICT COURT
SAN FRANCISCO, CALIF.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

WHA

CR 13 386

12 UNITED STATES OF AMERICA,)
13)
14 Plaintiff,)
15 v.)
16 JERRY GOULART SILVEIRA,)
17 Defendant.)
18)

No.
VIOLATIONS:
18 U.S.C. § 2118(b) – Burglary of Controlled
Substances; 21 U.S.C. §§ 841(a)(1) and
841(b)(1)(C)– Possession with Intent to
Distribute Schedule II Controlled Substances;
21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(viii)
– Possession with Intent to Distribute
Methamphetamine
(SAN FRANCISCO VENUE)

20 INDICTMENT

21 The Grand Jury charges:

22 COUNT ONE: (18 U.S.C. § 2118(b) – Burglary of Controlled Substances)

23 On or about March 1, 2013, in the Northern District of California, the defendant,

24 JERRY GOULART SILVEIRA,

25 without authority, entered and remained in the business premises and property of a person
26 registered with the Drug Enforcement Administration under Section 302 of the Controlled
27 Substances Act, to wit: the Palo Alto Medical Foundation pharmacy, located at 795 El Camino
28 Real, Palo Alto, California, with the intent to steal materials and compounds containing

INDICTMENT

1 quantities of controlled substances, and the replacement cost of the controlled substances to the
2 registrant was not less than \$500, in violation of Title 18, United States Code, Section 2118(b).

3
4 COUNT TWO: (21 U.S.C. §§ 841(a)(1) and (b)(1)(C) – Possession with Intent to
5 Distribute Schedule II Controlled Substances)

6 On or about between March 1, 2013, and March 5, 2013, both dates being approximate
7 and inclusive, in the Northern District of California, the defendant,

8 JERRY GOULART SILVEIRA,

9 did knowingly and intentionally possess with intent to distribute Schedule II controlled
10 substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

11
12 COUNT THREE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) – Possession with Intent to
13 Distribute Methamphetamine)

14 On or about March 5, 2013, in the Northern District of California, the defendant,

15 JERRY GOULART SILVEIRA,

16 did knowingly and intentionally possess with intent to distribute a Schedule II controlled
17 substance, to wit: five grams or more of methamphetamine, its salts, isomers, and salts of its
18 isomers, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

19
20 DATED: June 13, 2013

A TRUE BILL.

21 Nancy J. Retore
22 FOREPERSON

23
24 MELINDA HAAG
United States Attorney

25 Miranda Kane
26 MIRANDA KANE
Chief, Criminal Division

27
28 (Approved as to form: Chinhayi Cadet)
AUSA CHINHAYI CADET

INDICTMENT