

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No.
 :
 v. :
 : 18 U.S.C. § 922(g)(1) and § 2;
 JOSEPH A. GIORGIANNI, : 21 U.S.C. §§ 841 & 846
 a/k/a "JoJo," :
 MARY MANFREDO and :
 ANTHONY DIMATTEO :

INDICTMENT

The Grand Jury in and for the District of New Jersey,
sitting in Trenton, charges:

COUNT 1

(Conspiracy to Distribute and to Possess with Intent
to Distribute Oxycodone)

A. THE DEFENDANTS AND OTHER INDIVIDUALS

1. At all times relevant to Count 1 of this Indictment:
 - a. Defendant JOSEPH A. GIORGIANNI, a/k/a "JoJo," maintained an eatery on Martin Luther King Boulevard in Trenton ("JoJo's Steakhouse") and a clubhouse located next door to JoJo's Steakhouse ("Giorgianni's Clubhouse"), which he and other co-conspirators used to distribute oxycodone-based pain pills to individuals, such as defendant ANTHONY DIMATTEO and coconspirator GIUSEPPE SCORDATO, a/k/a "Joe," a/k/a "Joey," for re-distribution and to receive the proceeds of narcotics sales from those individuals.
 - b. Defendant MARY MANFREDO was an associate of defendant JOSEPH A. GIORGIANNI and coconspirator CHARLES HALL,

III, a/k/a "the Utility Man." Defendant MARY MANFREDO operated JoJo's Steakhouse, which she used to distribute oxycodone-based pain pills to individuals, such as defendant ANTHONY DIMATTEO and coconspirator GIUSEPPE SCORDATO, for re-distribution and to receive the proceeds of narcotics sales from those individuals at the direction of defendant JOSEPH A. GIORGIANNI.

c. Defendant ANTHONY DIMATTEO and coconspirator GIUSEPPE SCORDATO were associates of defendant JOSEPH A. GIORGIANNI and coconspirator CHARLES HALL, III. They received oxycodone-based pain pills from defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, and CHARLES HALL, III, distributed those pills, and remitted proceeds to defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, all at the direction of defendant JOSEPH A. GIORGIANNI.

d. Coconspirator RALPH DIMATTEO, SR., was an associate of defendant JOSEPH A. GIORGIANNI and coconspirator CHARLES HALL, III. Coconspirator RALPH DIMATTEO, SR. purchased and attempted to purchase oxycodone-based pain pills from defendant JOSEPH A. GIORGIANNI and CHARLES HALL, III for the purpose of re-distributing such pills.

e. Coconspirator CHARLES HALL, III was an associate of defendant JOSEPH A. GIORGIANNI who, in coordination with defendants JOSEPH A. GIORGIANNI and ANTHONY DIMATTEO, and

coconspirator RALPH DIMATTEO, SR., obtained oxycodone-based pain pills for distribution.

B. THE CONSPIRACY

2. From in or about May 2011 to in or about July 2012, in Mercer and Essex Counties, in the District of New Jersey and elsewhere, defendants

JOSEPH A. GIORGIANNI,
a/k/a "JoJo,"
MARY MANFREDO and
ANTHONY DIMATTEO

did knowingly and intentionally conspire and agree with each other, and GIUSEPPE SCORDATO, RALPH DIMATTEO, SR. and CHARLES HALL, III, and others, to distribute and to possess with intent to distribute a mixture and substance containing a detectable amount of oxycodone, a Schedule II controlled substance, contrary to Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).

3. It was the goal of the conspiracy that defendants JOSEPH A. GIORGIANNI, MARY MANFREDO and ANTHONY DIMATTEO, and coconspirators GIUSEPPE SCORDATO, RALPH DIMATTEO, SR. and CHARLES HALL, III, and others would obtain oxycodone-based pain pills and arrange for the distribution of a portion of those pills in exchange for money. Defendants JOSEPH A. GIORGIANNI and MARY MANFREDO used JoJo's Steakhouse as a front to promote the drug distribution activities of the conspirators.

C. ACTIVITIES OF THE CONSPIRATORS

4. To further the conspiracy, the defendants and others engaged in the following activities, among other activities, relating to the distribution of oxycodone.

July and August 2011 Narcotics Transactions Involving Defendants JOSEPH A. GIORGIANNI, ANTHONY DIMATTEO and MARY MANFREDO

a. Defendant JOSEPH A. GIORGIANNI and an individual acting on his behalf obtained approximately 120 eighty-milligram oxycodone-based pain pills and approximately 120 thirty-milligram oxycodone-based pain pills on or about July 25, 2011 from a pharmacy in Trenton, New Jersey ("Pharmacy #1"), which were prescribed for defendant JOSEPH A. GIORGIANNI by a Hamilton, New Jersey physician ("Physician #1"). From on or about July 22, 2011 to on or about July 25, 2011, defendants JOSEPH A. GIORGIANNI, ANTHONY DIMATTEO and MARY MANFREDO and others engaged in a series of telephone calls to promote and facilitate obtaining and ultimately distributing those pills. On or about July 25, 2011, defendant ANTHONY DIMATTEO delivered those pills to defendant MARY MANFREDO at JoJo's Steakhouse.

b. On or about August 3, 2011, defendant JOSEPH A. GIORGIANNI engaged in a telephone conversation wherein defendant MARY MANFREDO confirmed that she had received approximately \$1,880 (at JoJo's Steakhouse) from defendant ANTHONY DIMATTEO in connection with the sale of narcotics.

**September 2, 2011 Narcotics Transaction Involving Defendants
JOSEPH A. GIORGIANNI and ANTHONY DIMATTEO, and Coconspirators
RALPH DIMATTEO, SR. and CHARLES HALL, III**

c. On or about September 2, 2011, defendant ANTHONY DIMATTEO, in coordination with defendant JOSEPH A. GIORGIANNI and coconspirator RALPH DIMATTEO, SR., received oxycodone-based pain pills from coconspirator CHARLES HALL, III for distribution. CHARLES HALL, III had obtained 120 thirty-milligram oxycodone-based pain pills on or about September 2, 2011 from a national pharmacy with locations throughout New Jersey ("Pharmacy #2"), which were prescribed for CHARLES HALL, III by a Nutley, New Jersey Physician ("Physician #2"). During a series of intercepted telephone calls, on or about September 2, 2011, defendant ANTHONY DIMATTEO arranged (i) with CHARLES HALL, III to accept at least 100 of those pills for redistribution and (ii) for RALPH DIMATTEO, SR. to receive those pills from CHARLES HALL, III.

d. On or about September 2, 2011, defendant JOSEPH A. GIORGIANNI was updated by coconspirator CHARLES HALL, III regarding the status of the distribution of the oxycodone-based pain pills that defendant ANTHONY DIMATTEO was distributing on behalf of the conspirators.

December 1, 2011 Negotiations Between Defendant JOSEPH A. GIORGIANNI and Coconspirator RALPH DIMATTEO, SR. to Distribute Oxycodone

e. On or about December 1, 2011, in a series of telephone calls and voice mails, defendant JOSEPH A. GIORGIANNI and coconspirator RALPH DIMATTEO, SR. coordinated and arranged for RALPH DIMATTEO, SR. to distribute oxycodone-based pain pills obtained by defendant JOSEPH A. GIORGIANNI and employed coded and cryptic language to thwart electronic surveillance.

January 17, 2012 Narcotics Transactions Involving Defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, and Coconspirators GIUSEPPE SCORDATO and CHARLES HALL, III

f. On or about January 17, 2012, coconspirator GIUSEPPE SCORDATO, in coordination with defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, received oxycodone-based pain pills from coconspirator CHARLES HALL, III for distribution. Coconspirator CHARLES HALL, III had obtained 120 thirty-milligram oxycodone pills from Pharmacy #2 on or about January 17, 2012. On or about January 17, 2012, defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, and coconspirator GIUSEPPE SCORDATO, engaged in a series of telephone calls and text messages to promote and facilitate obtaining and ultimately distributing those pills and, during such contacts, employed coded and cryptic language to thwart electronic surveillance.

April 10, 2012 Narcotics Transactions Involving Defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, and Coconspirators GIUSEPPE SCORDATO and CHARLES HALL, III

g. On or about April 10, 2012, coconspirator GIUSEPPE SCORDATO, in coordination with defendants JOSEPH A. GIORGIANNI and MARY MANFREDO, received oxycodone-based pain pills for distribution from coconspirator CHARLES HALL, III that were left for pickup with defendant MARY MANFREDO at JoJo's Steakhouse. Coconspirator CHARLES HALL, III had obtained 120 thirty-milligram oxycodone-based pain pills from Pharmacy #2 on or about April 10, 2012. On or about April 10, 2012, coconspirator GIUSEPPE SCORDATO and defendant JOSEPH A. GIORGIANNI engaged in a series of telephone conversations and text messages to promote and facilitate obtaining and ultimately distributing those pills and, during such contacts, employed coded and cryptic language to thwart electronic surveillance.

In violation of Title 21, United States Code, Section 846.

COUNT 2

(Distribution and Possession with Intent
to Distribute Oxycodone)

1. Paragraphs 1(a), 1(b), 1(c), 1(e), 4(a) and 4(b) of Count 1 of this Indictment are hereby incorporated and realleged as if fully set forth in this Count.

2. Between on or about July 25, 2011 and on or about August 3, 2011, in Mercer County, in the District of New Jersey and elsewhere, defendants

JOSEPH A. GIORGIANNI,
a/k/a "JoJo,"
MARY MANFREDO and
ANTHONY DIMATTEO

and others did knowingly and intentionally distribute and possess with intent to distribute a mixture and substance containing a detectable amount of oxycodone, a Schedule II controlled substance.

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

COUNT 3

(Distribution and Possession with Intent
to Distribute Oxycodone)

1. Paragraphs 1(a), 1(b), 1(c), 1(e), 4(c) and 4(d) of Count 1 of this Indictment are hereby incorporated and realleged as if fully set forth in this Count.

2. On or about September 2, 2011, in Mercer County, in the District of New Jersey and elsewhere, defendants

JOSEPH A. GIORGIANNI,
a/k/a "JoJo," and
ANTHONY DIMATTEO

and others did knowingly and intentionally distribute and possess with intent to distribute a mixture and substance containing a detectable amount of oxycodone, a Schedule II controlled substance.

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

COUNT 4

(Distribution and Possession with Intent
to Distribute Oxycodone)

1. Paragraphs 1(a), 1(b), 1(c), 1(e) and 4(f) of Count 1 of this Indictment are hereby incorporated and realleged as if fully set forth in this Count.

2. On or about January 17, 2012, in Mercer County, in the District of New Jersey and elsewhere, defendants

JOSEPH A. GIORGIANNI,
a/k/a "JoJo," and
MARY MANFREDO

and others did knowingly and intentionally distribute and possess with intent to distribute a mixture and substance containing a detectable amount of oxycodone, a Schedule II controlled substance.

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

COUNT 5

(Distribution and Possession with Intent
to Distribute Oxycodone)

1. Paragraphs 1(a), 1(b), 1(c), 1(e) and 4(g) of Count 1 of this Indictment are hereby incorporated and realleged as if fully set forth in this Count.

2. On or about April 10, 2012, in Mercer County, in the District of New Jersey and elsewhere, defendants

JOSEPH A. GIORGIANNI,
a/k/a "JoJo," and
MARY MANFREDO

and others did knowingly and intentionally distribute and possess with intent to distribute a mixture and substance containing a detectable amount of oxycodone, a Schedule II controlled substance.

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

COUNT 6

(Possession of Firearms by a Convicted Felon)

On or about July 18, 2012, in Mercer County, in the District of New Jersey, defendant

JOSEPH A. GIORGIANNI,
a/k/a "JoJo,"

having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Law Division, Mercer County, New Jersey, did knowingly possess in and affecting commerce firearms; namely, a Mossberg pistol grip pump action shotgun, Model 500 C, bearing serial number J893695; a Colt, .380 semi-automatic pistol, bearing serial number 132659; a Beretta 3032 Tomcat .32 pistol, bearing serial number DAA237867; and a FEG SMC-22 semiautomatic pistol, bearing serial number B02831.

In violation of Title 18, United States Code, Section 922 (g) (1).

A TRUE BILL

FOREPERSON


PAUL J. FISHMAN
United States Attorney

CASE NUMBER: _____

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

**JOSEPH A. GIORGIANNI,
a/k/a "JoJo,"
MARY MANFREDO and
ANTHONY DIMATTEO**

INDICTMENT FOR

18 U.S.C. §§ 922(g)(1) and 2,
21 U.S.C. §§ 841 & 846

A True Bill,

Foreperson

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