

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA :
 : Criminal No. 13-
 v. :
 : 18 U.S.C. § 1951(a) & (b)(2),
 : 21 U.S.C. § 846
 CHARLES HALL, III :
 a/k/a "the Utility Man" :

INFORMATION

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

COUNT 1

A. THE DEFENDANT AND OTHER INDIVIDUALS

1. At all times relevant to Count 1 of this Information:
 - a. Defendant CHARLES HALL, III, a/k/a "the Utility Man," was an associate of TONY F. MACK, RALPHIEL MACK and JOSEPH A. GIORGIANNI. Defendant CHARLES HALL, III was employed by the City of Trenton.
 - b. TONY F. MACK, a/k/a "Honey Fitz," a/k/a "the Little Guy," a/k/a "Napoleon," was the Mayor of the City of Trenton, New Jersey. As the Mayor of Trenton, defendant TONY F. MACK was in a position to, and did, influence actions taken by and on behalf of the City of Trenton.
 - c. JOSEPH A. GIORGIANNI, a/k/a "JoJo," a/k/a "Mr. Baker," a/k/a "the Fat Man," 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").

d. RALPHIEL MACK was TONY F. MACK's brother.

RALPHIEL MACK was employed by the City of Trenton Board of Education and was the head football coach for Trenton Central High School.

e. There was a witness cooperating with law enforcement ("CW-1") who purported to be a consultant for another cooperating witness ("CW-2").

f. CW-2 purported to be a developer of real estate whose development company was a business in and affecting interstate commerce. CW-2 purported to be interested in developing property in the Trenton area, including the development of a lot on East State Street (the "East State Street Lot") to build an automated parking garage (the "Parking Garage Project").

g. There was a City of Trenton official ("Trenton Official-1") within Trenton's Housing and Economic Development Department. Trenton Official-1 served under TONY F. MACK and had authority over matters concerning the disposition of City-owned real property.

B. THE CONSPIRACY

2. From in or about September 2010 to on or about June 21,

2012, in Mercer and Atlantic Counties, in the District of New Jersey and elsewhere, defendant

CHARLES HALL, III,
a/k/a "the Utility Man,"

did knowingly and intentionally conspire with TONY F. MACK, a/k/a "Honey Fitz," a/k/a "the Little Guy," a/k/a "Napoleon," JOSEPH A. GIORGIANNI, a/k/a "JoJo," a/k/a "Mr. Baker," a/k/a "the Fat Man," and RALPHIEL MACK to obstruct, delay and affect interstate commerce by extortion under color of official right - that is, by corruptly agreeing to obtain and obtaining money and other things of value from others, including CW-1 and CW-2, with their consent, in exchange for TONY F. MACK's exercise of official authority and influence as specific opportunities arose in connection with the Parking Garage Project.

3. It was the object of the conspiracy to obtain money and other things of value in exchange for the official action and influence of TONY F. MACK as specific opportunities arose, the consequences of which potentially would have an effect on interstate commerce, and to conceal material aspects of this corrupt arrangement.

C. METHODS AND MEANS

4. To further the conspiracy, defendant CHARLES HALL, III and others engaged in the following conduct:

a. Defendant CHARLES HALL, III, TONY F. MACK, JOSEPH A. GIORGIANNI and RALPHIEL MACK agreed to accept corrupt payments

of approximately \$119,000, \$54,000 of which actually were accepted at locations in New Jersey and another \$65,000 that the coconspirators planned to accept, including: (i) an October 27, 2011 \$3,000 cash payment; (ii) a January 6, 2012 \$5,000 cash payment; (iii) an April 12, 2012 \$3,000 cash payment; (iv) an April 25, 2012 \$3,000 payment of cash and casino chips; (v) a May 21, 2012 \$5,000 cash payment; (vi) a May 21, 2012 arrangement brokered by JOSEPH A. GIORGIANNI where TONY F. MACK would cause the City of Trenton to offer the East State Street Lot to CW-2 at a lesser sale price of \$100,000 in exchange for a \$100,000 corrupt cash payment; (vii) a June 8, 2012, \$25,000 cash payment (an installment of the \$100,000 payment); and (viii) a June 28, 2012, \$10,000 cash payment (another installment of the \$100,000 payment).

b. In exchange for these corrupt cash payments and other things of value, TONY F. MACK agreed to, and did, exercise official authority and influence to assist CW-1 and CW-2 in acquiring and developing the East State Street Lot, including authorizing and directing Trenton Official-1 to send a May 29, 2012 letter from the City of Trenton to CW-2 offering to sell the East State Street Lot to CW-2 for \$100,000, which was significantly less than the amount proposed by CW-2. TONY F. MACK further agreed to exercise official authority and influence over other public officials, including Trenton Official-1, to

take official action to assist the efforts of CW-1 and CW-2 to acquire and develop the East State Street Lot.

c. In an effort to conceal this corrupt activity and keep TONY F. MACK "safe" from law enforcement detection, TONY F. MACK and JOSEPH A. GIORGIANNI employed intermediaries, or "buffers," to carry out material aspects of the scheme. Those intermediaries included: (i) JOSEPH A. GIORGIANNI, through whom TONY F. MACK caused corrupt cash payments to be channeled, and who accepted corrupt cash payments for the direct and indirect benefit of TONY F. MACK; (ii) RALPHIEL MACK, who accepted corrupt cash payments for the direct and indirect benefit of TONY F. MACK; and (iii) defendant CHARLES HALL, III, who TONY F. MACK used to contact other Trenton officials to facilitate and promote material aspects of the Parking Garage Project, and who would inform TONY F. MACK when certain of the corrupt cash payments had been received by JOSEPH A. GIORGIANNI for further distribution.

d. In carrying out this corrupt activity, defendant CHARLES HALL, III, TONY F. MACK, JOSEPH A. GIORGIANNI and RALPHIEL MACK and others limited their conversations over the telephone related to the corrupt activity and deferred such conversations until they were able to meet in person in an attempt to thwart electronic surveillance. When these coconspirators did discuss matters related to the corrupt activity over the telephone, they often used coded and cryptic

language, including using the term "Uncle Remus" to refer to the corrupt payments, in a further attempt to thwart electronic surveillance. Defendant CHARLES HALL, III, JOSEPH A. GIORGIANNI and TONY F. MACK also used similar coded and cryptic language when communicating by electronic text messages regarding the corrupt activity, including GIORGIANNI's referring to himself as "Mr. Baker" to conceal his identity in some of these text message communications.

e. In a further effort to avoid detection, defendant CHARLES HALL, III, TONY F. MACK, JOSEPH A. GIORGIANNI and RALPHIEL MACK and others, conducted meetings concerning the corrupt activity at locations other than Trenton City Hall, including JOSEPH A. GIORGIANNI's residence, JoJo's Steakhouse, Giorgianni's Clubhouse and Atlantic City restaurants. To further conceal the corrupt activity, TONY F. MACK instructed JOSEPH A. GIORGIANNI to ensure that nobody took pictures of them at an Atlantic City meeting attended by TONY F. MACK, JOSEPH A. GIORGIANNI, defendant CHARLES HALL, III and CW-2.

f. In a further effort to avoid detection, JOSEPH A. GIORGIANNI counseled participants in the conspiracy, including defendant CHARLES HALL, III, not to disclose important details of the corrupt activity to others.

In violation of Title 18, United States Code, Sections 1951(a) and (b) (2).

COUNT 2

1. Paragraphs 1(a) and 1(c) of Count 1 of this Information are hereby incorporated and realleged as if fully set forth in this Count.

2. At all times relevant to Count 2 of this Information:

a. MARY MANFREDO was an associate of JOSEPH A. GIORGIANNI and defendant CHARLES HALL, III. MARY MANFREDO operated JoJo's Steakhouse, which she used to distribute oxycodone-based pills to individuals for re-distribution and to receive the proceeds of narcotics sales from those individuals at the direction of JOSEPH A. GIORGIANNI.

b. ANTHONY DIMATTEO and GIUSEPPE SCORDATO, a/k/a "Joe," a/k/a "Joey," were associates of JOSEPH A. GIORGIANNI and defendant CHARLES HALL, III. They received oxycodone-based pills from MARY MANFREDO, distributed those pills and remitted proceeds to MARY MANFREDO at the direction of GIORGIANNI.

c. RALPH DIMATTEO, SR., was an associate of JOSEPH A. GIORGIANNI and defendant CHARLES HALL, III. MARK BETHEA was an associate of defendant CHARLES HALL, III. RALPH DIMATTEO, SR. and MARK BETHEA purchased oxycodone-based pills from CHARLES HALL, III for the purpose of re-distributing such pills.

d. CAROL KOUNITZ was an associate of JOSEPH A. GIORGIANNI and defendant CHARLES HALL, III. CAROL KOUNITZ obtained prescriptions for oxycodone-based pills from a doctor, caused those prescriptions to be filled, and provided oxycodone-based pills to CHARLES HALL, III in exchange for payment.

e. STEPHANIE LIMA was an associate of JOSEPH A. GIORGIANNI and defendant CHARLES HALL, III. STEPHANIE LIMA attempted to obtain prescriptions, and did obtain one prescription, for oxycodone-based pills from a doctor, caused that prescription to be filled, and provided oxycodone-based pills to CHARLES HALL, III in exchange for payment.

f. EUGENE BROWN was an associate of defendant CHARLES HALL, III. EUGENE BROWN obtained prescriptions for oxycodone-based pills, caused those prescriptions to be filled, and provided oxycodone-based pills to CHARLES HALL, III in exchange for payment.

3. From in or about August 2011 to in or about June 21, 2012, in Mercer, Atlantic and Essex Counties, in the District of New Jersey, and elsewhere, defendant

CHARLES HALL, III,
a/k/a "the Utility Man,"

did knowingly and intentionally conspire with JOSEPH A. GIORGIANNI, a/k/a "JoJo," a/k/a "Mr. Baker," a/k/a "the Fat Man," MARY MANFREDO, ANTHONY DIMATTEO, GIUSEPPE SCORDATO, a/k/a "Joe," a/k/a "Joey," RALPH DIMATTEO, SR., CAROL KOUNITZ, STEPHANIE LIMA,

EUGENE BROWN, MARK BETHEA and others to distribute and to possess with intent to distribute oxycodone, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

4. It was part of the conspiracy that defendant CHARLES HALL, III obtained prescriptions for oxycodone-based pain pills, caused those prescriptions to be filled and arranged for the distribution of the pills. Between on or about September 2, 2011 and June 12, 2012, CHARLES HALL, III filled approximately 13 prescriptions, issued in his own name by a New Jersey doctor, for a total of approximately 1,560 oxycodone-based pills, for distribution. Defendant CHARLES HALL, III further arranged with other individuals, including CAROL KOUNITZ, STEPHANIE LIMA, EUGENE BROWN and another co-conspirator ("CC-2") to obtain oxycodone-based pills and provide them to defendant CHARLES HALL, III for distribution. Defendant CHARLES HALL, III then either delivered the drugs to MARY MANFREDO or JOSEPH A. GIORGIANNI at JoJo's Steakhouse for distribution or provided them directly to ANTHONY DIMATTEO, RALPH DIMATTEO, SR. or MARK BETHEA, who would arrange for their sale.

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


PAUL J. FISHMAN
United States Attorney

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a/k/a "the Utility Man"

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PAUL J. FISHMAN

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