

UNITED STATES DISTRICT COURT

for the
District of New Jersey

ORIGINAL FILED
SEP 25 2013
WILLIAM T. WALSH, CLERK

United States of America
v.
TYRONE TYSON, Sr.

Case No.
13-MJ-2074(JS)

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

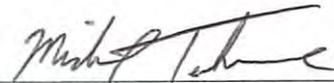
On or about the date(s) of 9/11/13 through 9/16/13 in the county of Camden in the
District of New Jersey, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
Title 21, United States Code, Sections 841(a) and 841(b)(1)(B)	did knowingly and intentionally distribute and possess with the intent to distribute 100 grams or more of a mixture or substance containing heroin, a Schedule I controlled substance.

This criminal complaint is based on these facts:

See Attachment A

Continued on the attached sheet.


Complainant's signature

Michael Terhune, Special Agent DEA
Printed name and title

Sworn to before me and signed in my presence.

Date: September 25, 2013

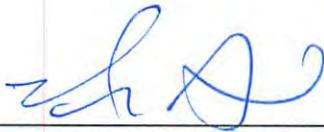

Judge's signature

City and state: Camden, New Jersey

Joel Schneider, U.S. Magistrate
Printed name and title

CONTENTS APPROVED

UNITED STATES ATTORNEY

By: 

IRA M. SLOVIN, SAUSA

Date: 9-25-13

ATTACHMENT A

I, Michael D. Terhune, a Special Agent with the Drug Enforcement Administration (“DEA”), having interviewed members of law enforcement and other witnesses, am aware of the following facts in support of a criminal complaint charging Tyrone Tyson, Sr. with knowingly and intentionally distributing, and possessing with the intent to distribute, 100 grams or more of a mixture or substance containing heroin, contrary to the provisions of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B). All references to an individual’s statements are in substance and in part only:

1. I have been a Special Agent of the DEA since 2008 and am presently assigned to the Camden Resident Office. During my time as a Special Agent, I have participated in dozens of narcotics-related investigations. During my assignment to the Camden Resident Office, I have, among other things: (a) interviewed defendants, informants, and others involved with illegal narcotic activity; (b) investigated defendants for violations of state and federal narcotics laws; and (c) conducted surveillance of undercover narcotics transactions. Based on my training and experience, I have also become familiar with the techniques, practices, jargon and equipment used by persons involved with illegal narcotics. I have been an affiant on a federal search warrant and have participated in executing numerous search warrants that have led to the arrest and convictions of individuals for narcotics-related offenses. Moreover, I have participated in three (3) wiretap investigations.

2. I am familiar with the information contained in this Affidavit based upon my own investigation, my conversations with various law enforcement agents and review of documents relevant to this case. Because this Affidavit is being submitted for the sole purpose of establishing probable

cause to support the issuance of a criminal Complaint, I have not included each and every fact known by the Government. Where statements of others are set forth in this Affidavit, they are set forth in substance and in part.

The Investigation

In late July 2013, members of the DEA Camden HIDTA Task Force ("HIDTA") conducted an investigation into the drug trafficking activities of Tyrone Tyson, Sr. The investigation revealed that Tyson recently returned home after serving a prison sentence and that Tyson was selling heroin in the area of 153 North 32nd Street, in Camden. Tyson's criminal history reflects that he has previously been convicted for, among other things, conspiracy to distribute controlled substances¹. In addition, the investigation has revealed through law enforcement sources and Tyson's own admission that Tyson is a leader of the "Fruit Town Brims" set of the Bloods Street Gang, controlling the gang's activities in the state of New Jersey.

The September 11, 2013- 50 gram heroin undercover buy

1. On or about September 11, 2013, members of HIDTA and the Burlington County, New Jersey Prosecutor's Office met with a confidential source ("CS")² who knew and was familiar with Tyrone Tyson, Sr. for the purpose of attempting to introduce an undercover officer ("UC") to Tyson for the purpose of purchasing 60 grams of heroin by the UC from Tyson in the area of 153 North 32nd Street, Camden, New Jersey.

1 On 12/11/09 Tyson was convicted of committing crimes while an inmate at Northern State Prison including, conspiracy to distribute a second degree quantity of a controlled dangerous substance and use of a cell phone while confined in a correctional facility.

2 The CS has worked with law enforcement since July of 2013 and been found by law enforcement to be reliable. The CS has five prior felony convictions and has pending charges in the state of New Jersey.

2. At a predetermined location the CS placed a recorded telephone call³ to a male the CS identified as Tyrone Tyson, Sr. at 215-xxx-0428. The CS and Tyson engaged in a conversation and agreed to meet in the area of 153 North 32nd Street in Camden, New Jersey.
3. The CS was searched for contraband by a law enforcement officer with negative results. The CS was equipped with an audio recording device and provided with a sum of money to be given to Tyson as payment for money owed by the CS in connection with a previous drug transaction.
4. The UC was fitted with two recording devices, a video recording device, and \$4,500 of prerecorded official funds.⁴
5. Surveillance was established in the area of 32nd Street in Camden, New Jersey. Law enforcement officers followed the UC and CS to this area. Shortly thereafter, the CS received a telephone call from Tyson, at which time Tyson directed the CS to travel to 153 North 32nd Street, Camden, New Jersey.
6. Surveillance observed a male, later identified as Tyson, wearing a white shirt, green camouflage shorts, and red colored hat as he walked in front of 153 North 32nd Street and then entered the rear passenger side of the UC vehicle. During their conversation, the CS advised Tyson that the UC was interested in obtaining a "sample" of heroin. When Tyson replied that he had 50 grams left, the UC advised that he would "grab them," referring to purchasing the 50 grams of heroin. Tyson said the heroin was an "8.5," referring to the level of purity. Tyson requested to speak with the CS privately, and they exited the UC vehicle. The CS and Tyson walked in front of 153 North 32nd Street, and entered the residence.⁵ At this

3 Unless otherwise noted, telephone calls and/or text messages described as occurring in connection with controlled purchases of controlled substances between the CS's cellular telephone number and Tyrone Tyson's cellular telephones were observed by law enforcement as they occurred and/or by reviewing the CS's cellular telephone after contact was made.

4 It should be noted that one of the recording devices given to the UC did not activate and no recording was made with that device.

5 Investigation has determined that this residence was listed by Tyson as his address for parole purposes.

time, the CS and Tyson had a drug-related conversation regarding the anticipated sale/purchase of heroin and the price of the same. The CS returned to the UC vehicle and advised the UC of the conversation related to the price of the heroin. The UC agreed to a price of \$80 per gram. The CS then returned to Tyson inside the residence and advised him of the agreed upon price.

7. Surveillance then observed the CS, Tyson, an unidentified black male wearing a red shirt ("UM1"), and an unidentified black male wearing an orange shirt ("UM2") as they exited the residence. At this time, the CS and Tyson entered the passenger side of the UC vehicle which departed the area. While en route and in the presence of the UC, Tyson made a telephone call and directed an unidentified individual to retrieve two items from Tyson's top dresser drawer in Tyson's room. The UC vehicle was followed to the parking lot of a business located at 6220 Route 130 North, Pennsauken, New Jersey.
8. Surveillance observed Tyson as he exited the UC vehicle, made hand gestures towards an unknown individual, and then walked north on Route 130, Pennsauken. Tyson walked into a small alleyway in between two buildings. The building was a short distance north of where the UC vehicle was parked, and Tyson walked towards the only door in the alleyway and was no longer observed in the alleyway. Surveillance of the alleyway was maintained. Tyson walked to within approximately two feet of the door and then disappeared.⁶ Surveillance did not observe Tyson exit from the other side of the alley.
9. Minutes later, surveillance observed Tyson as he reappeared in the alleyway walking away from the alleyway door. Again, while Tyson could not be seen actually exiting the door, he was observed suddenly reappearing within approximately two feet of the door. At this time, he proceeded back along Route 130 and returned to the UC vehicle. Once inside the UC vehicle, Tyson handed the UC approximately 50 grams of heroin in exchange for the agreed upon price of

⁶ This door led to an address that was later determined to be 6002 B South Crescent Boulevard, Pennsauken, New Jersey

\$80 per gram. Together, they returned to 153 North 32nd Street where Tyson and the CS exited the UC vehicle, and engaged in conversation. Moments later, the CS entered the UC vehicle and Tyson entered the residence with the drug proceeds.

10. The UC and CS returned to a predetermined meet location and met with law enforcement officers where the CS was searched for contraband with negative results. The UC turned over the 50 grams of suspected heroin he had received from Tyson in exchange for \$4,000 which he had given to Tyson.
11. The suspected heroin was taken to the DEA Camden Resident Office and weighed. The suspected heroin field tested positive for the presence of heroin or opium alkaloids, weighing approximately 50 grams.

The September 16, 2013 - 150 Gram Heroin Buy

12. On September 16, 2013, members of HIDTA and the Burlington County (NEW JERSEY) Prosecutor's Office conducted a briefing in preparation of a planned 150 gram purchase of heroin from Tyrone Tyson, Sr.
13. Law enforcement officers established surveillance in the area of 153 North 32nd Street and 6002 B South Crescent Boulevard, Pennsauken, New Jersey. At a predetermined location the CS placed two recorded telephone calls to Tyson at 215-xxx-0428, and both calls went unanswered. The CS then placed a telephone call to Tyson at 609-xxx-0953, which was unanswered. The second call was answered and Tyson agreed to meet in the area of 153 North 32nd Street in Camden, New Jersey.
14. A short time later, the CS and Tyson engaged in a series of text messages discussing the amount and price for a purchase of heroin by the UC from Tyson. These text messages between the CS and Tyson were documented and saved by law enforcement officers. The CS was searched for contraband with negative results. The UC was fitted with two recording devices, a monitoring device and \$12,080 of official prerecorded funds. The CS was equipped with an audio

- recording device and provided with a sum of money to be given to Tyson as payment for money owed by the CS in connection with a previous drug transaction.
15. At the direction of law enforcement the CS placed another cellular telephone call to Tyson at 609-xxx-0953. The CS and Tyson engaged in a conversation and agreed to meet in approximately 10 minutes in the area of 153 North 32nd Street.
 16. The UC and CS, in the same vehicle, departed the pre-determined location and traveled to the area of 32nd Street, Camden, New Jersey, followed by law enforcement.
 17. Law enforcement officers observed the UC vehicle as it parked across the street from 153 North 32nd Street. A short time later, surveillance observed a silver Chevrolet Impala bearing New Jersey registration W16-DJV occupied by Tyson, a female (identified during the investigation as E.J.) and an unidentified male ("UM3") as it parked in the area of 153 North 32nd Street. Moments later, Tyson and UM3 exited the silver Impala and Tyson walked to the UC vehicle and engaged the occupants in conversation. Tyson was carrying a red bag and a white bag. UM3 was carrying multiple bags as well. After Tyson talked with occupants of the UC vehicle, Tyson and UM3 walked into the residence of 153 North 32nd Street. Tyson returned from the residence and stood by the passenger's side of the UC vehicle. Moments later, the CS exited the UC vehicle and walked towards the area of 32nd Street and Westfield Avenue with Tyson, while the CS and Tyson engaged in conversation. The CS and Tyson then walked back towards the UC vehicle, which the CS entered. Tyson walked past the UC vehicle and entered 153 North 32nd Street. The CS advised the UC that "old boy from Pittsburgh" (referring to UM3) was getting 50 grams of heroin from Tyson. The CS also told the UC that Tyson had 93 grams of heroin remaining, which were available to the UC right then, or he could wait approximately 45 minutes for "the whole thing," meaning the 150 grams of heroin. The UC advised the CS to tell Tyson that he would wait for the full amount. The CS then exited the UC vehicle and was observed meeting with Tyson near his residence. The CS advised Tyson that the UC wanted to wait for "the

whole thing.” Moments later, the CS walked to the UC vehicle and entered the UC vehicle. At this time, the UC vehicle departed. Surveillance of the UC vehicle was maintained.

18. Law enforcement officers observed Tyson, E. J., and UM3 as they exited 153 North 32nd Street and entered the silver Chevy Impala. While they walked to the Impala, E.J. and the UM were each observed carrying a bag. Moments later, the Impala departed the area. Surveillance was maintained on the Impala. Law enforcement officers met the UC3 and the CS at a pre-determined location and all recording devices were de-activated.
19. A short time later, surveillance observed the Impala as it parked in a lot off of Route 130 in Pennsauken near 6002 B South Crescent Boulevard. Moments later, UM3 exited the Impala, then leaned back into the Impala while standing, and then re-entered the Impala. Also at this time, Tyson placed a cellular telephone call to the CS, and the CS and Tyson engaged in conversation during which Tyson asked that the UC and the CS meet him at Kings Row Sports Bar and Billiards to play pool and wait for the heroin. At the direction of law enforcement, the CS agreed to meet Tyson there along with the UC.
20. Law enforcement officers continued their surveillance of Tyson and observed him as he exited the Impala along with UM3. Tyson retrieved an unidentified object out of the vehicle, opened the trunk of the Impala, and reached inside the trunk. Shortly thereafter, Tyson and the UM entered the door of Kings Row Sports Bar and Billiards. The UC and CS departed the pre-determined location in the UC vehicle. The recording devices were re-activated for the UC and CS prior to departure except for one audio-recording device originally provided to the UC which was removed as a precaution in case he was searched.
21. The UC vehicle arrived and parked in the parking lot of Kings Row Sports Bar and Billiards. At this time, the UC and CS exited the UC vehicle and entered Kings Row. Moments later, the UC exited Kings Row, briefly entered the UC vehicle, and re-entered Kings Row. Inside Kings Row, the UC and CS met with Tyson and the

UM3. While inside, Tyson advised the UC and CS that the 150 grams of heroin would be ready in ten minutes and they were to meet at 153 North 32nd Street. The UC and CS then exited Kings Row and entered the UC vehicle. The UC notified surveillance that the exchange of 150 grams of heroin would take place at 153 North 32nd Street. Also at this time, Tyson was observed as he exited Kings Row and entered the Impala and departed.

22. Minutes later, surveillance observed the Impala as it parked alongside 6002 B South Crescent Boulevard. Also, at this time, surveillance observed a silver Dodge Charger as it also parked in the back of the residence in a driveway. Tyson exited the Impala and an unidentified black male ("UM4") exited the silver Charger. Tyson continued to walk behind the residence, and surveillance observed Tyson enter through the door into 6002 B South Crescent Boulevard. Moments later, Tyson was observed as he exited the door of 6002 B South Crescent Boulevard and returned to the Impala. The vehicle departed and surveillance was maintained on the Impala. The UC vehicle and the Impala arrived within a short time of each other at 153 North 32nd Street and both vehicles parked. At this time, Tyson and UM3 exited the Impala and entered 153 North 32nd Street. Tyson and the Impala were under constant observation from the time he exited 6002 B South Crescent Boulevard until the time he engaged in the transaction with UC during which time Tyson made no stops nor came into contact with any other persons.

23. The CS then exited the UC vehicle and walked towards 153 North 32nd Street and engaged in conversation with Tyson in front of the residence. At this time, the CS and Tyson walked over to the Impala and briefly entered it. Tyson entered the passenger side of the Impala while the CS remained next to the open passenger side door next to Tyson. While in the vehicle, Tyson handed the CS approximately 90 grams of heroin to be given to the UC while they waited for the 150 grams of heroin to arrive. Tyson then exited the Impala before returning to the steps of 153 North 32nd Street where he and the CS engaged in conversation. The CS then returned to the UC vehicle and informed the UC that Tyson wanted the UC to hold

on to the 90 grams to illustrate that he was serious. The CS then gave the 90 grams of heroin to the UC.

24. A short time later, a dark-colored vehicle pulled up in front of 153 North 32nd Street, whereupon Tyson entered the front passenger side of the vehicle. The vehicle then made a right turn on Merriel Avenue. Several minutes later Tyson walked from Merriel Avenue and entered the rear passenger seat of the UC vehicle. Tyson asked for the 90 grams of suspected heroin back and in turn handed the UC a clear plastic bag containing a larger solid off-white rock-like substance suspected to be heroin. The UC inspected the suspected heroin, before placing it on a small digital scale. The suspected heroin weighed approximately 150 grams. After confirming the weight of the suspected heroin the UC handed Tyson \$11,550 in US currency in exchange for the suspected heroin. Tyson inspected the money before exiting the UC vehicle and then entered 153 North 32nd Street with the money. The UC vehicle departed the location and returned to the pre-determined meet location.
25. Law enforcement officers met with the UC and CS at the meet location. At that time, the CS was searched by law enforcement officers for contraband with negative results and turned over the recording device. The UC turned over both recording devices along with the suspected heroin.
26. The suspected heroin was taken to the DEA Camden Resident Office where was weighed and field tested. The suspected heroin field tested positive for heroin or opium alkaloids and weighed approximately 150 grams.

CONCLUSION

Wherefore your Affiant submits that there is probable cause to believe that on or about between September 11, 2013 through September 16, 2013 Tyrone Tyson, Sr. did knowingly and intentionally distribute and possess with the intent to distribute

100 grams or more of a mixture or substance containing a detectable amount of heroin to another person, contrary to the provisions of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).