

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Jose L. Linares
:
v. : Crim. No. 13-
:
AUGUSTINE GUIDO : 18 U.S.C. § 371

I N F O R M A T I O N
(Conspiracy to Commit Cargo Theft)

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

Introduction

1. At all times relevant to this Information:
 - a. Defendant AUGUSTINE GUIDO was a resident of Staten Island, New York.
 - b. A.G., a co-conspirator not named as a defendant herein, was a resident of North Valley Stream, New York.
 - c. J.G.D., a co-conspirator not named as a defendant herein, was a resident of Long Island, New York.
 - d. J.T., a co-conspirator not named as a defendant herein, was a resident of Long Island, New York.
 - e. C.A.G., a co-conspirator not named as a defendant herein, was a resident of Staten Island, New York.

f. V.J.C., a co-conspirator not named as a defendant herein, was a resident of Staten Island, New York.

g. R.A.L., a co-conspirator not named as a defendant herein, was a resident of Staten Island, New York.

h. J.D., a co-conspirator not named as a defendant herein, was a resident of Staten Island, New York.

The Conspiracy

2. From in or about January 2010 through in or about February 2012, in Middlesex County, in the District of New Jersey and elsewhere, defendant

AUGUSTINE GUIDO

knowingly and intentionally conspired and agreed with A.G., J.G.D., J.T., C.A.G., V.J.C., R.A.L., J.D., and others to commit an offense against the United States, namely, embezzling, stealing, unlawfully taking, carrying away, and concealing goods and chattels moving as and which were part of and which constitute an interstate shipment of freight and other property from a trailer and storage facility, station, depot, container freight, and warehouse, with the intent to convert to their use, contrary to Title 18, United States Code, Section 659.

Object of the Conspiracy

3. The object of the conspiracy was to steal a trailer (hereinafter the "Trailer") and its cargo of

approximately 270 cases of cigarettes (hereinafter the "Cigarettes") and then sell the stolen Cigarettes to others.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that defendant AUGUSTINE GUIDO and Co-Conspirator J.T., and others devised a scheme to steal the Trailer and the Cigarettes from a trucking facility in Edison, New Jersey (hereinafter the "Facility").

5. It was further part of the conspiracy that Co-Conspirators A.G., J.T. C.A.G., V.J.C., J.D., and others stole the Trailer and the Cigarettes.

6. It was further part of the conspiracy that Co-Conspirators J.T. and C.A.G. delivered the Cigarettes to a warehouse (hereinafter the "Warehouse") in northern New Jersey. They abandoned the Trailer at another location in northern New Jersey.

7. It was further part of the conspiracy that members of the conspiracy sold portions of the Cigarettes and shared the proceeds.

Overt Acts

8. In furtherance of the conspiracy and in order to effect the objects thereof, defendant AUGUSTINE GUIDO and his co-conspirators committed and caused to be committed the following overt acts, among others, in the District of New Jersey and elsewhere:

a. On or about May 7, 2010, AUGUSTINE GUIDO, Co-Conspirator J.T., and another individual met in Edison, New Jersey to plan the theft of the Trailer and Cigarettes.

b. On or about May 12, 2010, defendant AUGUSTINE GUIDO and another individual met to discuss the details of stealing the Trailer and Cigarettes.

c. On or about June 2, 2010, defendant AUGUSTINE GUIDO, Co-Conspirator J.T., and another individual reconnoitered the Facility in preparation of the plan to steal the Trailer and Cigarettes.

d. On or about June 9, 2010, defendant AUGUSTINE GUIDO, and Co-Conspirators J.T. and A.G., met to plan the theft of the Trailer and Cigarettes. Also on or about June 9, 2010, defendant AUGUSTINE GUIDO, and Co-Conspirators J.T. and A.G., reconnoitered the Facility in preparation of the plan to steal the Trailer and Cigarettes.

e. On or about July 31, 2010, Co-Conspirator V.J.C., using a bolt cutter, cut the lock leading to the Facility, and J.D. and V.J.C., wearing masks, entered the Facility to assist in the theft of the Trailer and Cigarettes.

f. On or about July 31, 2010, defendant AUGUSTINE GUIDO met with Co-Conspirators V.J.C. and J.D. at the Facility in connection with the theft of the Trailer and Cigarettes.

g. On or about July 31, 2010, Co-Conspirator C.A.G. obtained a tractor (hereinafter the "Tractor") and drove it from New York to the Facility for the purpose of stealing the Trailer and Cigarettes.

g. On or about July 31, 2010, Co-Conspirators J.T. and C.A.G. drove the Tractor into the Facility and assisted in hitching the Tractor to the Trailer containing the Cigarettes.

h. On or about July 31, 2010, Co-Conspirators V.J.C. and J.D. entered a vehicle being driven by defendant AUGUSTINE GUIDO and together they departed the Facility.

i. On or about July 31, 2010, Co-Conspirators J.T. and C.A.G. drove a Tractor pulling the Trailer containing the Cigarettes out of the Facility.

All in violation of Title 18, United States Code, Section 371.



PAUL J. FISHMAN
United States Attorney

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v.

AUGUSTINE GUIDO

INFORMATION FOR

Title 18, United States Code, Section 371

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