

Oct 25, 2013

STEVEN M. LARIMORE
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMI

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
13-20818-CR-WILLIAMS/TURNOFF
CASE NO. _____

8 U.S.C. § 1324(a)(1)(A)(v)(I)
8 U.S.C. § 1324(a)(1)(A)(iv)
8 U.S.C. § 1324(a)(1)(B)(iv)
8 U.S.C. § 1327
18 U.S.C. § 1112
8 U.S.C. § 1326
18 U.S.C. § 982(a)(6)
18 U.S.C. § 981(a)(1)(C)

UNITED STATES OF AMERICA

vs.

**NAAMAN DAVIS,
GEORGE LEWIS,
MATTHEW WILLIAMS,
EVERTON JONES,
a/k/a "Everton Bryce,"
KENARD HAGIGAL, and
SEAN GAYNOR,**

Defendants.

INDICTMENT

The Grand Jury charges that:

COUNT 1

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, and elsewhere, with Miami-Dade County, in the Southern District of Florida being the district in which a joint offender was first brought, the defendants,

**NAAMAN DAVIS and
GEORGE LEWIS,**

did knowingly and willfully combine, conspire, confederate and agree with each other and with other persons known and unknown to the Grand Jury to commit offenses against the United States, that is, encouraging and inducing aliens to come to, enter, and reside in the United States, knowing and in reckless disregard of the fact that such coming to, entry, and residence is and will be in violation of law, with said conduct resulting in the deaths of “Jane Doe 1,” “Jane Doe 2,” “Jane Doe 3” and “Jane Doe 4,” in violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv) and (B)(iv); all in violation of Title 8, United States Code, Section 1324(a)(1)(A)(v)(I).

COUNTS 2 – 14

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, and elsewhere, with Miami-Dade County, in the Southern District of Florida being the district in which a joint offender was first brought, the defendants,

**NAAMAN DAVIS and
GEORGE LEWIS,**

did knowingly encourage and induce an alien, as set forth in Counts 2 through 14 below, to come to, enter, and reside in the United States, knowing and in reckless disregard of the fact that such coming to, entry, and residence is and will be in violation of law, with said conduct resulting in the deaths of “Jane Doe 1,” “Jane Doe 2,” “Jane Doe 3,” and “Jane Doe 4”:

<u>Count</u>	<u>Alien</u>
2	Jane Doe 1
3	Jane Doe 2
4	Jane Doe 3

<u>Count</u>	<u>Alien</u>
5	Jane Doe 4
6	Matthew Williams
7	Everton Jones, a/k/a "Everton Bryce"
8	Kenard Hagigal
9	Sean Gaynor
10	Fallonne Alouidor
11	"C.A." (A Minor)
12	Widly Cajuste
13	Pierre Louisias
14	Vincent Anderson

In violation of Title 8, United States Code, Section 1324(a)(1)(A)(iv), (v)(II), and (B)(iv), and Title 18, United States Code, Section 2.

COUNTS 15-17

On or about October 16, 2013 within the Special Maritime and Territorial Jurisdiction of the United States, and elsewhere, with Miami-Dade County, in the Southern District of Florida being the district in which a joint offender was first brought, the defendants,

**NAAMAN DAVIS and
GEORGE LEWIS,**

did knowingly aid and assist an alien, as set forth in Counts 15 through 17 below, to enter the United States, said alien being inadmissible under Title 8, United States Code, Section 1182(a)(2), as an alien who had been convicted of an aggravated felony:

<u>Count</u>	<u>Alien</u>
15	Matthew Williams
16	Everton Jones, a/k/a "Everton Bryce"
17	Kenard Hagigal

In violation of Title 8, United States Code, Section 1327 and Title 18, United States Code, Section 2.

COUNT 18

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida, being the district in which the offender was first brought, the defendant,

NAAMAN DAVIS,

did, without malice, kill "Jane Doe 1," "Jane Doe 2," "Jane Doe 3" and "Jane Doe 4," in the commission of an unlawful act not amounting to a felony, that is, a violation of Title 46, United States Code, Section 2302(b), operating a vessel in a grossly negligent manner, endangering the life, limb and property of another person, in violation of Title 18, United States Code, Section 1112.

COUNT 19

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

NAAMAN DAVIS,

an alien, having previously been removed and deported from the United States on or about March 7, 2013, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a).

COUNT 20

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

GEORGE LEWIS,

an alien, having previously been removed and deported from the United States on or about May 13, 2013, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a) and (b)(2).

COUNT 21

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

MATTHEW WILLIAMS,

an alien, having previously been removed and deported from the United States on or about October 31, 2012, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a) and (b)(2).

COUNT 22

On or about October 16, 2013 within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

**EVERTON JONES,
a/k/a "Everton Bryce,"**

an alien, having previously been removed and deported from the United States on or about October 14, 2010, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a) and (b)(2).

COUNT 23

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

KENARD HAGIGAL,

an alien, having previously been removed and deported from the United States on or about May 31, 2012, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a) and (b)(2).

COUNT 24

On or about October 16, 2013, within the Special Maritime and Territorial Jurisdiction of the United States, with Miami-Dade County, in the Southern District of Florida being the district in which the offender was first brought, the defendant,

SEAN GAYNOR,

an alien, having previously been removed and deported from the United States on or about October 27, 2011, did attempt to enter the United States, knowingly and unlawfully, without the Attorney General of the United States or his successor, the Secretary of Homeland Security (Title 6, United States Code, Sections 202(3), 202(4), and 557), having expressly consented to such alien's reapplying for admission to the United States, in violation of Title 8, United States Code, Section 1326(a).

CRIMINAL FORFEITURE

1. The allegations of this Indictment are re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture to the United States of America of certain property in which the defendants, **NAAMAN DAVIS** and **GEORGE LEWIS** have an interest.

All pursuant to, Title 18, United States Code, 982(a)(6), and Title 18, United States Code 981(a)(1)(C), and the procedures set forth in Title 21, United States Code, Section 853, made applicable by Title 18, United States Code, Section 982(b)(1) and by Title 28, United States Code, Section 2461(c).

A TRUE BILL


f WIFREDO A. FERRER
UNITED STATES ATTORNEY


KELLY C. BLACKBURN
SPECIAL ASSISTANT UNITED STATES ATTORNEY