

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA : SEALED
 : INDICTMENT
 :
 - v. - : 11 Cr. 628
 :
 JONATHAN HARVEY-ACQUINO, :
 a/k/a "Gotti," and :
 BRANDEN JONES, :
 a/k/a "Marlo," :
 :
 Defendants. :
 :
 - - - - - X

COUNT ONE

The Grand Jury charges:

1. From at least in or about November 2010, up to and including on or about April 16, 2011, in the Southern District of New York and elsewhere, JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN JONES, a/k/a "Marlo," the defendants, and others known and unknown, knowingly did combine, conspire, confederate, and agree together and with each other to commit an offense against the United States, to wit, a violation of Title 18, United States Code, Section 922(a)(1)(A).

2. It was a part and an object of the conspiracy that JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN JONES, a/k/a "Marlo," the defendants, and others known and unknown, not being licensed importers, licensed manufacturers, or licensed dealers, would and did engage in the business of dealing in firearms, and would and did in the course of such business, ship, transport,

and receive firearms in interstate and foreign commerce, in violation of Title 18, United States Code, Section 922(a)(1)(A).

OVERT ACTS

3. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York:

a. On or about November 19, 2010, JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN JONES, a/k/a "Marlo," the defendants, sold a .357 caliber Ruger-Vaquero in Yonkers, New York.

b. On or about April 16, 2011, JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN JONES, a/k/a "Marlo," the defendants, sold a .40 caliber Inter Arms Star pistol in Yonkers, New York.

(Title 18, United States Code, Section 371.)

COUNT TWO

The Grand Jury further charges:

4. On or about November 19, 2010, in the Southern District of New York, JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN JONES, a/k/a "Marlo," the defendants, not being licensed importers, licensed manufacturers, or licensed dealers, knowingly did engage in the business of dealing in firearms, and in the course of such business did ship, transport, and receive firearms in interstate and foreign commerce, to wit, HARVEY-

ACQUINO and JONES sold a .357 caliber Ruger-Vaquero handgun in
Yonkers, New York.

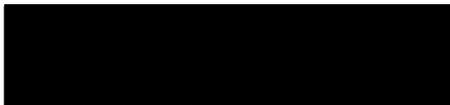
(Title 18, United States Code, Sections 922(a)(1)(A), 924(a)(1),
and 2.)

COUNT THREE

The Grand Jury further charges:

5. On or about April 16, 2011, in the Southern District
of New York, JONATHAN HARVEY-ACQUINO, a/k/a "Gotti," and BRANDEN
JONES, a/k/a "Marlo," the defendants, not being licensed
importers, licensed manufacturers, or licensed dealers,
knowingly did engage in the business of dealing in firearms, and
in the course of such business did ship, transport, and receive
firearms in interstate and foreign commerce, to wit, HARVEY-
ACQUINO and JONES sold a .40 caliber Inter Arms Star pistol in
Yonkers, New York.

(Title 18, United States Code, Sections 922(a)(1)(A), 924(a)(1),
and 2.)


FOREPERSON


PREET BHARARA
United States Attorney