

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
- - - - - X
UNITED STATES OF AMERICA

-v.-

SEALED INDICTMENT

S1 13 Cr.

PAUL COONG LAY,
a/k/a "Brother Paul,"
STEVEN QU,
a/k/a "Xihe Yuan,"
a/k/a "Qu Long,"
WAI CHIU AU-YEUNG,
a/k/a "Old Man,"
a/k/a "Brother Chiu,"
CHAN COONG LAY,
a/k/a "Younger Brother,"
RU XIANG MEI,
a/k/a "Ah Zhi,"
a/k/a "Brother Zhi,"
XIUZHEN LIN,
XIN SHAN GUO,
ROCKY KUO,
a/k/a "Master,"
QUI SAM HO,
a/k/a "Shin Ho,"
a/k/a "Sam Ho,"
a/k/a "Sammy Ho,"
KA CHIK LEE,
a/k/a "Kai Lee,"
a/k/a "Brother Kai,"
a/k/a "Brother Gai,"
a/k/a "Ka Zai,"
HUNG HO,
a/k/a "Brother Guai,"
FU CHAN CHUONG,
a/k/a "Brother Fu,"
a/k/a "Zhang,"
JONATHAN FIERRO,
a/k/a "Foreigner,"
YUN XING,
a/k/a "Hanna,"
DENISE RAGLAND,
a/k/a "Denise Roy,"
NORRIS PATTERSON,
OAKLEY SIMPSON,
GERSON ACOSTA-TORRES,
THE TOAN TRINH,
a/k/a "Brother Ming,"
KIT POON,
TOM TECHAKAEW,
HLY YANG,

BEE SYCHOU CHA,
XIONG MOUA,
YI DI CHEN,
GUANG XIANG PAN,
XIANG LI XU,
YAN YING LIN,
a/k/a "Ah Jie,"
SHU ZHEN CHEN,
a/k/a "Ah Jie,"
ZHI HE WANG,
a/k/a "Little Yang,"
TONGMIAO YAN,
a/k/a "Big Sister,"
HOA PHAN,
XIU MING CAO,
PHONG NGUYEN,
a/k/a "Ah Fung,"
a/k/a "Danny Too Tall,"
JIA QIAO,
a/k/a "Julia,"
JAMES CHEN,
a/k/a "Jian Ping Chen," and
JIA YUAN,

Defendants.

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COUNT ONE

(Marijuana Conspiracy)

The Grand Jury charges:

1. From at least in or about 2010 up to and including the date of this Indictment, in the Southern District of New York and elsewhere, PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE,

a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," HUNG HO, a/k/a "Brother Guai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," YUN XING, a/k/a "Hanna," DENISE RAGLAND, a/k/a "Denise Roy," NORRIS PATTERSON, OAKLEY SIMPSON, GERSON ACOSTA-TORRES, THE TOAN TRINH, a/k/a "Brother Ming," KIT POON, TOM TECHAKAEW, HLY YANG, BEE SYCHOU CHA, and XIONG MOUA, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," HUNG HO, a/k/a "Brother Guai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," YUN XING, a/k/a "Hanna," DENISE RAGLAND, a/k/a "Denise Roy," NORRIS PATTERSON, OAKLEY SIMPSON, GERSON ACOSTA-TORRES, THE TOAN TRINH, a/k/a "Brother Ming," KIT POON, TOM TECHAKAEW, HLY YANG, BEE SYCHOU CHA, and XIONG MOUA, the defendants, would and did

distribute, and possess with the intent to distribute, a controlled substance, in violation of 21 U.S.C. §§ 812 and 841(a)(1).

3. The controlled substances involved in the offense was 1,000 kilograms and more of a mixture or substance containing a detectable amount of marihuana, in violation of 21 U.S.C. § 841(b)(1)(A).

Overt Acts

4. 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 and elsewhere:

a. On or about September 29, 2010, XIN SHAN GUO flew from Queens, New York, to Los Angeles, California, carrying thousands of dollars in cash.

b. On or about March 11, 2011, in Brooklyn, New York, a co-conspirator not named as a defendant herein ("CC-1") possessed, among other things, approximately 48 pounds of marijuana, \$60,000 in U.S. currency, 400 cartons of untaxed cigarettes, 15,000 counterfeit cigarette tax stamps, scales, packaging material, and a money counter.

c. On or about June 10, 2011, members of the conspiracy sent approximately 480 cartons of contraband cigarettes to a mailbox on West 39th Street, in New York, New

York.

d. On or about September 6, 2011, in Jersey City, New Jersey, WAI CHIU AU-YEUNG, XIUZHEN LIN, and RUI XIANG MEI unloaded boxes containing marijuana and contraband cigarettes from one of STEVEN QU's tractor trailers. AU-YEUNG, LIN, and MEI then brought the boxes through Staten Island to Brooklyn, New York.

e. On or about September 8, 2011, RUI XIANG MEI drove WAI CHIU AU-YEUNG to an airport in Queens, New York, where AU-YEUNG met with QUI SAM HO, PHONG NGUYEN, HOA PHAN, and another co-conspirator not named as a defendant herein, and the group flew to Los Angeles, California, carrying hundreds of thousands of dollars in cash, using tickets purchased by XIU MING CAO on their behalf.

f. On or about October 19, 2011, in Brooklyn, New York, WAI CHIU AU-YEUNG and XIUZHEN LIN deposited \$9,000 into a bank account belonging to FU CHAN CHUONG and \$9,000 into an account belonging to JIA YUAN.

g. On or about October 20, 2011, in Manhattan, New York, unidentified co-conspirators deposited \$9,000 into a bank account belonging to FU CHAN CHUONG and \$9,000 into an account belonging to JIA YUAN.

h. On or about October 27, 2011, WAI CHIU AU-YEUNG, XIUZHEN LIN, and HOA FAN attempted to board a flight from

Queens, New York, to Los Angeles, California, carrying at least approximately \$180,000 in cash, using tickets purchased by XIU MING CAO on their behalf.

i. On or about November 2, 2011, in Brooklyn, New York, WAI CHIU AU-YEUNG and XIUZHEN LIN deposited \$9,000 into a bank account belonging to FU CHAN CHUONG and \$9,000 into an account belonging to JIA YUAN.

j. On or about February 28, 2012, in Brooklyn, New York, JONATHAN FIERRO met with RU XIANG MEI, who had just returned from MEI's storage locker with a shipment of boxes containing marijuana.

k. On or about April 11, 2012, in Brooklyn, New York, WAI CHIU AU-YEUNG and XIUZHEN LIN deposited \$9,000 into a bank account belonging to FU CHAN CHUONG and \$7,970 into an account belonging to JIA YUAN.

l. On or about April 18, 2012, in Brooklyn, New York, WAI CHIU AU-YEUNG, RU XIANG MEI, and CC-1 met to discuss transactions in contraband cigarettes and money.

m. On or about May 13, 2012, RU XIANG MEI and GUANG XIANG PAN had a telephone conversation in which they discussed MEI's supply of contraband cigarettes.

n. On or about May 21, 2012, in Brooklyn, New York, CC-1 possessed, among other things, approximately one pound of marijuana, \$8,000 in U.S. currency, 927 cartons of untaxed

cigarettes, and 530,000 counterfeit cigarette tax stamps.

o. Also on or about May 21, 2012, RU XIANG MEI and KA CHIK LEE had a telephone conversation in which they discussed transactions involving marijuana and contraband cigarettes.

p. On or about June 16, 2012, in Montana, two co-conspirators not named as defendants herein possessed approximately 253 pounds of marijuana, which they were transporting from the West Coast to New York.

q. On or about June 22, 2012, WAI CHIU AU-YEUNG and ROCKY KUO had a telephone conversation in which they discussed shipments of marijuana and contraband cigarettes.

r. Also on or about June 22, 2012, WAI CHIU AU-YEUNG and FU CHAN CHUONG had a telephone conversation in which they discussed their respective inventories of marijuana.

s. On or about June 26, 2012, in Jersey City, New Jersey, WAI CHIU AU-YEUNG, XIUZHEN LIN, and RU XIANG MEI unloaded boxes containing marijuana and contraband cigarettes from one of STEVEN QU's tractor trailers.

t. On or about June 26, 2012, in Brooklyn, New York, YI DI CHEN unloaded boxes containing contraband cigarettes from a storage locker rented by WAI CHIU AU-YEUNG and RU XIANG MEI into his car.

u. On or about June 27, 2012, QUI SAM HO and WAI

CHIU AU-YEUNG had a telephone conversation in which they discussed transactions in marijuana and cigarettes.

v. On or about July 3, 2012, JONATHAN FIERRO picked up approximately \$88,000 in cash from WAI CHIU AU-YEUNG, at AU-YEUNG's house in Brooklyn, New York.

w. On or about July 4, 2012, in Wyoming, XIN SHAN GUO possessed a shipping receipt for a package that contained approximately 14 pounds of marijuana.

x. On or about July 9, 2012, WAI CHIU AU-YEUNG and FU CHAN CHUONG had a telephone conversation in which they discussed transactions in contraband cigarettes and money.

y. On or about July 14, 2012, RU XIANG MEI and XIANG LI XU had a telephone conversation in which they discussed transactions in contraband cigarettes.

z. On or about July 28, 2012, QUI SAM HO and RU XIANG MEI had a telephone conversation in which they discussed sources of marijuana.

aa. On or about July 31, 2012, RU XIANG MEI and KA CHIK LEE had a telephone conversation in which they discussed transactions involving contraband cigarettes.

bb. On or about August 1, 2012, RU XIANG MEI and another co-conspirator not named as a defendant herein had a telephone conversation in which they discussed transactions in contraband cigarettes.

cc. On or about August 3, 2012, RU XIANG MEI and YAN YING LIN had a telephone conversation in which they discussed transactions in contraband cigarettes.

dd. On or about August 7, 2012, WAI CHIU AU-YEUNG and PAUL COONG LAY had a telephone conversation in which they discussed coordinating payments for LAY's delivery of contraband from California to AU-YEUNG in New York.

ee. On or about August 12, 2012, WAI CHIU AU-YEUNG and PAUL COONG LAY had a telephone conversation in which they discussed splitting the profits of their marijuana and contraband cigarette distribution business three ways between AU-YEUNG, LAY, and STEVEN QU, with AU-YEUNG and LAY putting up the money, and QU providing the transportation.

ff. On or about August 22, 2012, PAUL COONG LAY and STEVEN QU had a telephone conversation in which they discussed shipping marijuana via QU's tractor trailers.

gg. On or about August 26, 2012, WAI CHIU AU-YEUNG and ZHI HE WANG had a telephone conversation in which they discussed transactions in contraband cigarettes.

hh. On or about August 28, 2012, in Jersey City, New Jersey, WAI CHIU AU-YEUNG and RU XIANG MEI unloaded boxes containing contraband cigarettes from one of STEVEN QU's tractor trailers.

ii. On or about September 11, 2012, WAI CHIU AU-YEUNG and SHU ZHEN CHEN had a telephone conversation in which they discussed transactions in contraband cigarettes.

jj. On or about September 26, 2012, TONGMIAO YAN possessed approximately \$114,000 in cash, which she planned to deposit into a bank account belonging to JIA QIAO.

kk. On or about September 27, 2012, PAUL COONG LAY and JAMES CHEN had a telephone conversation in which they discussed the seizure of \$114,000 from TONGMIAO YAN by law enforcement the previous day.

ll. On or about September 28, 2012, PAUL COONG LAY and JAMES CHEN had a telephone conversation in which they discussed CHEN's outstanding debt to LAY, as a result of the seizure described in the subparagraph above.

mm. On or about October 3, 2012, PAUL COONG LAY and CHAN COONG LAY visited a marijuana farm located in or around Porterville, California.

nn. On or about October 9, 2012, TOM TECHAKAEW, HLY YANG, BEE SYCHOU CHA, and XIONG MOUA were working at the LAY brothers' Porterville marijuana farm described in the subparagraph above, which at that time contained more than 4,000 pounds of live and processed marijuana.

oo. On or about November 8, 2012, PAUL COONG LAY and DENISE RAGLAND had a telephone conversation in which they

discussed whether to permit a co-conspirator who owed LAY money to receive additional marijuana before repaying his debt. In that same conversation, LAY and RAGLAND discussed threats of violence against that delinquent co-conspirator.

pp. Also on or about November 8, 2012, PAUL COONG LAY and NORRIS PATTERSON had a telephone conversation in which they discussed the contents of a shipment of marijuana in one of STEVEN QU's trucks that PATTERSON was unloading in or around Nashville, Tennessee.

qq. On or about November 12, 2012, PAUL COONG LAY and STEVEN QU had a telephone conversation in which they discussed shipments of money, marijuana, and contraband cigarettes, among other things, on tractor trailers operated by STEVEN QU's trucking company.

rr. On or about November 14, 2012, PAUL COONG LAY and THE TOAN TRINH had a telephone conversation in which they discussed varieties of marijuana that TRINH was interested in purchasing from LAY in the next shipment.

ss. On or about November 17, 2012, PAUL COONG LAY and HUNG HO had a telephone conversation in which they discussed the progress at a marijuana farm that HO was maintaining for LAY.

tt. On or about November 19, 2012, STEVEN QU and PAUL LAY had a telephone conversation in which they discussed a law enforcement stop of one of QU's tractor trailers outside of

Nashville, Tennessee.

uu. On or about November 21, 2012, an entity controlled by JAMES CHEN and JIA QIAO transferred approximately \$9,994 from a bank account in its name to a bank account in the name of a different entity controlled by JAMES CHEN and JIA QIAO.

vv. On or about March 3, 2013, PAUL COONG LAY and KIT POON had a telephone conversation in which they discussed transactions in marijuana.

ww. On or about March 3, 2013, YUN XING sent GERSON ACOSTA-TORRES a text message concerning the scheduled arrival the following day of one of STEVEN QU's tractor trailers, which contained boxes of marijuana, at a warehouse in or around Nashville, Tennessee.

xx. On or about March 4, 2013, in or around Nashville, Tennessee, CHAN LAY, OAKLEY SIMPSON, GERSON TORRES-ACOSTA, and others unloaded boxes containing marijuana from one of STEVEN QU's tractor trailers.

yy. On or about March 4, 2013, in or around Nashville, Tennessee, OAKLEY SIMPSON possessed approximately 80 pounds of marijuana, which he had taken from STEVEN QU's tractor trailer.

zz. On or about March 6, 2012, PAUL COONG LAY and DENISE RAGLAND had a telephone conversation in which they discussed the March 4, 2013 seizure of 80 pounds of marijuana

discussed in the previous subparagraph.

(Title 21, United States Code, Section 846.)

COUNT TWO

(Conspiracy to Distribute Contraband Cigarettes)

The Grand Jury further charges:

5. From at least in or about March 2011 up to and including the date of this Indictment, in the Southern District of New York and elsewhere, PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," YI DI CHEN, GUANG XIANG PAN, XIANG LI XU, YAN YING LIN, a/k/a "Ah Jie," SHU ZHEN CHEN, a/k/a "Ah Jie," and ZHI HE WANG, a/k/a "Little Yang," the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit an offense against the United States, to wit, trafficking in contraband cigarettes.

6. It was a part and an object of the conspiracy that PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a

"Brother Chiu," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," YI DI CHEN, GUANG XIANG PAN, XIANG LI XU, YAN YING LIN, a/k/a "Ah Jie," SHU ZHEN CHEN, a/k/a "Ah Jie," and ZHI HE WANG, a/k/a "Little Yang," the defendants, and others known and unknown, knowingly would and did ship, transport, receive, possess, sell, distribute, and purchase contraband cigarettes, in violation of Title 18, United States Code, Sections 2342(a) and 2344(a).

Overt Acts

7. In furtherance of the conspiracy and to effect the illegal object thereof, the overt acts set forth in Count One of this Indictment, which are fully incorporated herein by reference, were committed in the Southern District of New York and elsewhere.

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

COUNT THREE

(Money Laundering Conspiracy)

The Grand Jury further charges:

8. From at least in or about 2010, up to and including the date of this Indictment, in the Southern District of New York and elsewhere, PAUL COONG LAY, a/k/a "Brother Paul,"

STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," TONGMIAO YAN, a/k/a "Big Sister," HOA PHAN, XIU MING CAO, PHONG NGUYEN, a/k/a "Ah Fung," a/k/a "Danny Too Tall," JIA QIAO, a/k/a "Julia," JAMES CHEN, a/k/a "Jian Ping Chen," and JIA YUAN, the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other to violate Title 18, United States Code, Sections 1956(a)(2)(A) and 1957(a).

9. It was a part and an object of the conspiracy that PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," TONGMIAO YAN, a/k/a "Big Sister," HOA PHAN, XIU MING CAO, PHONG NGUYEN, a/k/a "Ah Fung," a/k/a "Danny Too Tall," JIA QIAO, a/k/a "Julia," JAMES CHEN, a/k/a "Jian Ping Chen," and JIA YUAN, the defendants, together with others known

and unknown, knowing that the property involved in certain financial transactions represented the proceeds of some form of unlawful activity, would and did conduct and attempt to conduct such financial transactions, in and affecting interstate and foreign commerce, which in fact involved the proceeds of specified unlawful activity, with the intent to promote the carrying on of specified unlawful activity, to wit, marijuana trafficking, and knowing that the transactions were designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership, and the control of the proceeds of specified unlawful activity, to wit, marijuana trafficking, and to avoid a transaction reporting requirement under State and Federal law, in violation of Title 18, United States Code, Section 1956(a)(1).

10. It was further a part and an object of the conspiracy that PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," TONGMIAO YAN, a/k/a "Big Sister," JIA QIAO, a/k/a "Julia," JAMES CHEN, a/k/a "Jian Ping Chen," and JIA YUAN, the defendants, together with others known and unknown, in the United States, knowingly would and did engage and attempt to engage in monetary

transactions in and affecting interstate and foreign commerce, in criminally derived property that was of a value greater than \$10,000 and was derived from specified unlawful activity.

Overt Acts

11. In furtherance of the conspiracy and to effect the illegal objects thereof, the overt acts set forth in Count One of this Indictment, which are fully incorporated herein by reference, were committed in the Southern District of New York and elsewhere.

(Title 18, United States Code, Section 1956(h).)

FORFEITURE ALLEGATION

(As to Count One)

12. As a result of committing the controlled substance offense alleged in Count One of this Indictment, PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," HUNG HO, a/k/a "Brother Guai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," YUN XING, a/k/a "Hanna," DENISE RAGLAND, a/k/a "Denise Roy," NORRIS PATTERSON,

GERSON ACOSTA-TORRES, THE TOAN TRINH, a/k/a "Brother Ming," KIT POON, TOM TECHAKAEW, HLY YANG, BEE SYCHOU CHA, and XIONG MOUA, the defendants, shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(a), any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the offense and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of such offense.

SECOND FORFEITURE ALLEGATION

(As to Count Two)

13. As a result of committing the contraband cigarettes offense alleged in Count Two of this Indictment, PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," YI DI CHEN, GUANG XIANG PAN, XIANG LI XU, YAN YING LIN, a/k/a "Ah Jie," SHU ZHEN CHEN, a/k/a "Ah Jie," and ZHI HE WANG, a/k/a "Little Yang," the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C), Title 28, United States Code, Section 2461(c), any property, real

or personal, which constitutes or is derived from proceeds traceable to such offense.

THIRD FORFEITURE ALLEGATION

(As to Count Three)

14. As a result of committing the money laundering offense in violation of Title 18, United States Code, Section 1956, alleged in Count Three of this Indictment, PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," TONGMIAO YAN, a/k/a "Big Sister," HOA PHAN, XIU MING CAO, PHONG NGUYEN, a/k/a "Ah Fung," a/k/a "Danny Too Tall," JIA QIAO, a/k/a "Julia," JAMES CHEN, a/k/a "Jian Ping Chen," and JIA YUAN, the defendants, shall forfeit to the United States pursuant to Title 18, United States Code, Section 982(a)(1), all property, real and personal, involved in the money laundering offenses and all property traceable to such property.

Substitute Assets Provision

15. If any of the above-described forfeitable property, as a result of any act or omission of the said

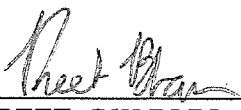
defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(1), Title 21, United States Code, Section 853(a) and (p), and Title 28, United States Code, Section 2461(c) to seek forfeiture of any other property of the said defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 981(a)(1)(C) and 982(a)(1), Title 21, United States Code, Section 853(a) and (p), and Title 28, United States Code, Section 2461(c).)

FOREPERSON



PREET BHARARA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

PAUL COONG LAY, a/k/a "Brother Paul," STEVEN QU, a/k/a "Xihe Yuan," a/k/a "Qu Long," WAI CHIU AU-YEUNG, a/k/a "Old Man," a/k/a "Brother Chiu," CHAN COONG LAY, a/k/a "Younger Brother," RU XIANG MEI, a/k/a "Ah Zhi," a/k/a "Brother Zhi," XIUZHEN LIN, XIN SHAN GUO, ROCKY KUO, a/k/a "Master," QUI SAM HO, a/k/a "Shin Ho," a/k/a "Sam Ho," a/k/a "Sammy Ho," KA CHIK LEE, a/k/a "Kai Lee," a/k/a "Brother Kai," a/k/a "Brother Gai," a/k/a "Ka Zai," HUNG HO, a/k/a "Brother Guai," FU CHAN CHUONG, a/k/a "Brother Fu," a/k/a "Zhang," JONATHAN FIERRO, a/k/a "Foreigner," YUN XING, a/k/a "Hanna," DENISE RAGLAND, a/k/a "Denise Roy," NORRIS PATTERSON, OAKLEY SIMPSON, GERSON ACOSTA-TORRES, THE TOAN TRINH, a/k/a "Brother Ming," KIT POON, TOM TECHAKAEW, HLY YANG, BEE SYCHOU CHA, XIONG MOUA, YI DI CHEN, GUANG XIANG PAN, XIANG LI XU, YAN YING LIN, a/k/a "Ah Jie," SHU ZHEN CHEN, a/k/a "Ah Jie," ZHI HE WANG, a/k/a "Little Yang," TONGMIAO YAN, a/k/a "Big Sister," HOA PHAN, XIU MING CAO, PHONG NGUYEN, a/k/a "Ah Fung," a/k/a "Danny Too Tall," JIA QIAO, a/k/a "Julia," JAMES CHEN, a/k/a "Jian Ping Chen," and JIA YUAN,

Defendants.

INDICTMENT

S1 13 Cr.

21 U.S.C. § 846;
18 U.S.C. §§ 371, 1956

PREET BHARARA
United States Attorney.

A TRUE BILL

