

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DONTE JACOBS,

Defendant.

REDACTED

Criminal Action No. 16-CR-78 (GMS)

SUPERSEDING INDICTMENT

The Grand Jury for the District of Delaware charges that:

COUNT ONE

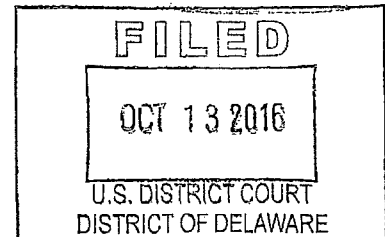
From in or around May 1, 2016 and continuing to in or around June 29, 2016, in the State and District of Delaware, and elsewhere, **DONTE JACOBS** defendant herein, did knowingly and intentionally combine, conspire, confederate and agree with others, known and unknown to the Grand Jury, to possess with intent to distribute and to distribute controlled substances, to wit, a mixture and substance containing a detectable amount of fentanyl, a Schedule II controlled substance, and a mixture and substance containing a detectible amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

Further, the Grand Jury charges that, as a result of the crime charged in this count, serious bodily injury and death of T.A., a person known to the Grand Jury, resulted from the use of a mixture and substance containing a detectible amount of fentanyl, on or about June 29, 2016, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

On or about July 18, 2016, in the State and District of Delaware, **DONTE JACOBS**,



defendant herein, did knowingly possess in and affecting interstate and foreign commerce, a firearm, to wit, a Smith and Wesson, .40 caliber, semiautomatic handgun, bearing serial number PBZ2421, after having been convicted of a crime punishable by imprisonment for a term exceeding one year, in the Superior Court of the State of Delaware, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

NOTICE OF FORFEITURE

Upon conviction of Count One, as alleged in this Indictment, defendant **DONTE JACOBS** shall forfeit to the United States pursuant to 21 U.S.C. § 853, any property, real and personal, that constitutes or is derived from or is traceable to proceeds obtained directly or indirectly from the commission of the above offense, and all property, real or personal, that was used to facilitate, or was intended to be used to facilitate the commission of the offense.

Upon conviction of Count Two, as alleged in this Indictment, defendant **DONTE JACOBS** shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any and all firearms and ammunition involved in the commission of the offense, including but not limited to a Smith and Wesson, .40 caliber, semiautomatic handgun, bearing serial number PBZ2421.

If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (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 divided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. Section 853(p) as incorporated by 28 U.S.C. Section 2461(c), to seek forfeiture of any other property of said defendant up to the value of the forfeitable property described above.

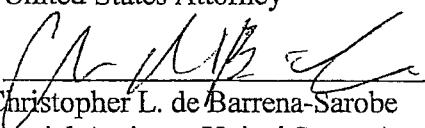
A TRUE BILL:

Foreperson

CHARLES M. OBERLY, III

United States Attorney

BY:



Christopher L. de Barrena-Sarobe
Special Assistant United States Attorney

Dated: October 13, 2016

FORM DBD-34
APRIL 91

No. _____

UNITED STATES DISTRICT COURT

____ District of Delaware ____

THE UNITED STATES OF AMERICA

vs.

DONTE JACOBS

SUPERSEDING INDICTMENT

A true bill.

Foreman

Filed in open court this _____ day,

of _____ A.D. 2016 _____

Clerk

Bail, \$ _____