

U.S. DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA
FILED 3-31-2016
WILLIAM W. BLEVINS
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA

*

CRIMINAL NO. 15-72

v.

*

SECTION: "H"

EVERETT ROSS
a/k/a "T.O."

*

* * *

FACTUAL BASIS

Should this matter have gone to trial, the government would have proved through the introduction of competent testimony and admissible tangible exhibits, including documentary evidence, the following to support the allegations charged by the government in the indictment now pending against the defendant, **EVERETT ROSS, a/k/a "T.O."** (herein "**ROSS**"). (Unless otherwise noted, the acts and events listed herein occurred in the Eastern District of Louisiana.)

On or about October 14, 2014, two Gretna police officers, in the area of Milton & Pratt Streets, examined a 2010 Acura TSX ^{SK npp} parked illegally at the intersection of Milton and Pratt Streets using handheld flashlights. Inside the vehicle was seen a pistol and a bag of crack cocaine. Officers set up observation on the vehicle and waited for the occupants to return.

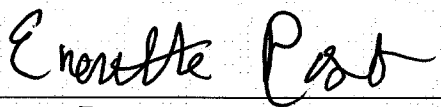
Three males (one of them being **ROSS**) and one female walked up to the vehicle. **ROSS** used a remote keyless entry system to open the vehicle, at which point all four people entered the vehicle. **ROSS** entered the driver's seat. The Gretna Police Department then approached the vehicle and arrested all of the occupants. Additional investigation into the vehicle uncovered that it did not belong to **ROSS**, but had been loaned to him by another individual and that there had been no firearms in it prior to **ROSS** borrowing it.

ROSS—having been previously convicted of possession with intent to distribute cocaine

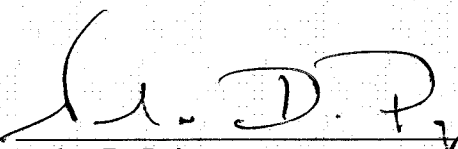
in case number 510-789 "G" of Orleans Parish Criminal District Court on June 28, 2012—was placed under arrest for being a felon in possession of a Ruger model P85 9mm semi-automatic pistol, bearing serial number 302-13998, which was recovered from underneath the driver's seat of the vehicle. A search of the vehicle uncovered an additional two pistols as well as the bag of crack cocaine which had previously been seen by the investigating officers. Investigation into each of the recovered weapons indicated that they had been reported stolen based on a check of the serial numbers through the NCIC system. Further investigation revealed that the firearm had previously travelled in interstate commerce.

LIMITED NATURE OF FACTUAL BASIS

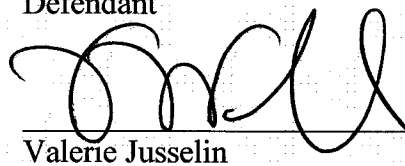
This proffer of evidence is not intended to constitute a complete statement of all facts known by **EVERETT ROSS** and the government, but rather is a minimum statement of facts intended to prove the necessary factual predicate for the guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for **EVERETT ROSS's** plea of guilty to the charged offense.

 3-31-16

 Everett Ross (Date)
 Defendant

 3/31/16

 Nolan D. Paige (Date)
 Assistant United States Attorney

 3-31-16

 Valerie Jusselin (Date)
 Attorney for the Defendant