

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA * **CRIMINAL NO. 16-215**

v. * **SECTION: "J"**

JAMIRON BARNES *

a/k/a "Miron" *

a/k/a "Myron" *

* * *

FACTUAL BASIS

Should this matter have gone to trial, the government would have proved through the introduction of competent testimony and admissible tangible exhibits, the following to support the allegations charged by the United States in the Second Superseding Indictment, specifically in Count 4, now pending against the defendant, **JAMIRON BARNES, a/k/a "Miron," a/k/a "Myron,"** (hereinafter "**BARNES**").

During 2016 and 2017, the Federal Bureau of Investigation ("FBI") New Orleans Gang Task Force ("NOGTF") was conducting an investigation in the 6th District of the New Orleans Police Department. Specifically, the NOGTF was focusing on the small area of the 2400 block of Josephine Street and its vicinity, in response to the high activity of violent crime, including shootings and murders, and large amounts of drug trafficking, primarily of heroin and crack cocaine, in the area. At all times herein, T.H. was a known drug dealer and co-conspirator of **BARNES**, Brandon Butler, Sean Briggs and others known and unknown. T.H. was shot and killed during the course of the investigation in November 2016, and is therefore considered an unindicted co-conspirator.

On July 29, 2016, a NOPD detective assigned to the New Orleans Gang Task Force ('NOGTF') applied for a search warrant for 2410 Josephine Street in New Orleans based on information from a confidential informant ("CI 1"), who had previously provided reliable information. The CI said that a black male known as Sean Briggs or "Big Sean" or "Big-C" was packaging and distributing crack cocaine and heroin at this location. The CI said he had purchased crack cocaine and heroin from Briggs at this address within the past 36 hours before.

The CI said the location was used by T.H. and others as a "trap" house and as a base for their operations of distributing crack cocaine and powder cocaine in the Josephine Street neighborhood. The CI said that weapons, including an assault rifle, were kept at this house. After conducting two controlled purchases from 2410 Josephine Street, in conjunction with surveillance of the address, the NOGTF obtained a state search warrant for this location, signed by the Honorable Magistrate Judge Harry E. Cantrell, Orleans Parish District Court.

On August 3, 2016, the NOGTF conducted a search of 2410 Josephine Street pursuant to the search warrant obtained on July 29, 2016. FBI Special Agents ("SA") conducted a knock and announce prior to breaching the front metal security door of the house. Upon entry, agents observed an AK-47 style rifle leaning next to the couch in the front room. SA John Brown detained **BARNES** in the back room of the residence.

SA Christopher Stokes and SA Sheldon Jones, who were assigned to the rear of the house, observed Sean Briggs, who was wearing a white tank-top shirt, run from the back of the residence. Briggs ran in a northbound direction through the neighbor's back yard and successfully escaped.

After securing 2410 Josephine Street, agents conducted a search of the premises. In the first room of the house, agents found one loaded 7.62 Roman/Cugir rifle, serial number A1-20297-14RO, with 30 rounds of ammunition; one loaded 9mm High point gun, serial number P1677457,

with 9 rounds of ammunition; a partial box of .22 caliber ammunition; three digital scales; an open box of Good Sense bags; an empty Glock 22, with a .40 caliber magazine; and four cellphones.

In the second room, agents found 29 zipper bag of cocaine; \$361 in cash; a half-full bottle of Inositol, commonly used to cut cocaine; roughly 100 small zipper bags next to the bottle of Inositol; four off-white pills; and a flip phone. In the fourth room of the residence, agents found one baggie of crack cocaine, an iPhone, and 7.62 ammunition. **BARNES** informed the Agents about two additional firearms which were located beneath the house. Based on **BARNES'** voluntary statement, the agents were able to locate a loaded .22 caliber Ruger 22/45 handgun, serial number 220-88869, with 11 rounds of ammunition, and a loaded, sawed-off .22 caliber Model 60 rifle, serial number 10500408, with 8 rounds of ammunition.

BARNES was advised of his Miranda rights and then placed under arrest. **BARNES** provided his code for the iPhone found in the back room of the house. A search warrant for **BARNES'** iPhone and the other phones seized was signed on August 17, 2016. One video from his phone shows **BARNES** and Brandon Butler, a close friend and violent, drug dealing accomplice, driving around in a car with Butler holding a gun and the two of them singing rap lyrics. The second video in **BARNES'** phone shows Butler in a car holding a gun with a laser, and second gun at Butler's feet.

BARNES' iPhone also contained numerous text exchanges with 'Pooh Milly' at 504-295-5257 that detailed their involvement selling drugs and with guns. Butler's nickname is "Pooh." In an outgoing text sent from Butler's phone to **BARNES**, which was recovered during his December 1, 2016 arrest and searched pursuant to a warrant, Butler referred to himself as "Poohmilly." These texts between **BARNES** and Butler contain explicit language of drugs and/or photographs of firearms.

BARNES' iPhone also contained many photos of **BARNES** holding various guns and large amounts of cash. Many of these photos were taken at 2410 Josephine Street and the surrounding area.

The Government would produce evidence, with which **BARNES** agrees, showing that 2410 Josephine Street was used as a location from which **BARNES**, Butler, Briggs and others, including T.H., would distribute powder cocaine, crack cocaine and heroin, much of which was supplied to **BARNES** and others by T.H. Furthermore, the government would introduce evidence from various means, including the search warrant executed at 2410 Josephine Street during which numerous firearms were recovered and which **BARNES** possessed. The government would introduce evidence from the search warrant of **BARNES'** phone, which showed **BARNES** possessed firearms in furtherance of his drug trafficking activities, specifically, the drug trafficking conducted by **BARNES** and his co-conspirators from 2410 Josephine Street and elsewhere. Additionally, evidence would be presented that shows there were multiple firearms kept at 2410 Josephine Street, as described above; that these firearms were loaded; that they were located within the stash house and beneath the house; and the firearms were in close proximity to the drugs stored in the house.

Limited Nature of Factual Basis

This proffer of evidence is not intended to constitute a complete statement of all facts known by **JAMIRON BARNES** and by 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 **JAMIRON BARNES'** plea of guilty to the charged offenses.

READ AND APPROVED:


JAMIRON BARNES [date]
Defendant


ELIZABETH PRIVITERA [date]
Assistant United States Attorney


CAROL KOLINCHAK [date]
Counsel for Defendant