

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA

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CRIMINAL NO: 18-081

v.

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SECTION: "F"

JERRELL ENCALADE

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FACTUAL BASIS

The above-named defendant, **JERRELL ENCALADE** ("**ENCALADE**"), has agreed to plead guilty to Count One of the Indictment. Should this matter proceed to trial, the United States would prove beyond a reasonable doubt, through credible testimony, drug evidence, Title III wire and electronic interceptions, and other reliable evidence, the following facts. Unless stated otherwise, these acts occurred in the Eastern District of Louisiana:

During the timeframe of the charged conspiracy, **ENCALADE** conspired with Albert Vereen, Jr., Lloyd Jones, Teka LaFrance, and Jorge Ornelas to distribute cocaine in the Eastern District of Louisiana. The evidence shows that **ENCALADE** was supplied quantities of cocaine by Jones, who himself was supplied quantities of cocaine by LaFrance and Ornelas.

On April 8, 2015, a Drug Enforcement Administration Confidential Source (CS-2) placed a recorded telephone call to Jones to negotiate the purchase of cocaine base (*i.e.*, "crack" cocaine). CS-2 had obtained the phone number for Jones from **ENCALADE**. During this recorded call, CS-2 asked Jones, "You good up there?" Jones replied, "Not right now. . . . Where you at?" CS-2 replied, "I'm in the country (*i.e.*, Plaquemines Parish)." Jones replied, "Um, Jerrell [**ENCALADE**] should have, be alright." CS-2 replied, "I don't think Jerrell got none right now." Jones replied "Huh?" CS-2 replied, "I don't think Jerrell got no more." Jones replied, "Oh it's gone already?" CS-2 replied "I think so, when I hollered at him the other day he said he


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ain't have much." Jones replied "Oh, he must not be trying to get rid of it." CS-2 then told Jones, "Holler at me when you get straight," meaning have cocaine for sale. Jones replied, "Alright."

On April 23, 2015, in a recorded call with **ENCALADE**, CS-2 asked whether **ENCALADE** had spoken with Jones. **ENCALADE** said that he had not talked to Jones since the previous week when he had "got that shit." **ENCALADE** told CS-2 that he still had "three zips," or three ounces (approx. 84 grams) of cocaine base left in his stash.

On May 1, 2015, CS-2 called **ENCALADE** to negotiate the purchase of two ounces of cocaine base. CS-2 complained that "my people been steady calling me," but that CS-2 could not reach Jones directly. **ENCALADE** agreed to sell CS-2 cocaine base at a price of \$1,100 per ounce. **ENCALADE** indicated that he would only be profiting \$100 per ounce. In a later call, CS-2 asked **ENCALADE** if **ENCALADE** could cook the powder cocaine into cocaine base. **ENCALADE** agreed. CS-2 told **ENCALADE** to make each ounce 24 grams instead of 28 grams so **ENCALADE** could make additional profit. They agreed to conduct the transaction on a later date.

On May 4, 2015, CS-2 made a controlled purchase of cocaine base from **ENCALADE**. **ENCALADE** stated to CS-2 over the phone that he had two ounces of cocaine base remaining. **ENCALADE** agreed to cook the cocaine into crack form for CS-2. CS-2 traveled to **ENCALADE**'s residence, located at 170 Molton Lane, Boothville, LA. There, in CS-2's car, CS-2 exchanged \$2,200 for approximately 48 grams of cocaine base.

On May 26, 2015, CS-2 placed a recorded call to **ENCALADE** to obtain Jones's new telephone number. During this call, **ENCALADE** told CS-2 that he would soon be contacting Jones about obtaining a resupply of cocaine. Specifically, CS-2 asked **ENCALADE**, "You got a

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number, you got a number on Snake, on Sav?” “Snake” and “Sav” are Jones’s nicknames. ENCALADE replied, “No I don’t have, I don’t have that bitch, that bitch, that bitch changed his number on me.” CS-2 replied, “Right, right, right.” ENCALADE told CS-2, “That bitch changed his number on me, I gotta uh, I gotta, I’m a be trying to get in touch with him in a couple, in like day or so, trying to get rid of this last little shit I got.” CS-2 replied, “Right, right.” ENCALADE told CS-2, “I got a couple of you know, probably like two or three of them things left,” referring to ounces of cocaine base.

On July 20, 2015, CS-2 placed a recorded telephone call to ENCALADE to determine if ENCALADE was able to meet Jones to renew his supply of cocaine base. During this recorded call, ENCALADE told CS-2, “Yeah what’s up?” CS-2 replied, “What you doing man.” ENCALADE replied, “Uhhh, up here in the city.” CS-2 knew that ENCALADE was stating that he was meeting with Jones in New Orleans. CS-2 asked ENCALADE, “Everything gonna be alright?” ENCALADE replied, “Should be, the nigga told me to come up here, matter of fact you right on time, hold on, this him right here.” ENCALADE then switched over to an incoming phone call from Jones.

On July 21, 2015, CS-2 called ENCALADE to negotiate the purchase of one ounce of cocaine base for \$1,100. During this recorded call, CS-2 told ENCALADE, “I’m only gonna get one of them,” referring to one ounce of cocaine base. ENCALADE replied, “Huh, a zip?” CS-2 told ENCALADE, “I’m just gonna get one of them.” ENCALADE replied, “Alright, Alright, Alright.” During a subsequent call, ENCALADE told CS-2 that they had run out of baking soda and had to travel to the grocery store to buy more. ENCALADE directed CS-2 to meet him at 142 Roosevelt Pancy Lane, Boothville, LA, where ENCALADE frequently cooked powder cocaine into cocaine base. CS-2 met ENCALADE at the residence. There, ENCALADE

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provided CS-2 with approximately 24 grams of cocaine base in exchange for \$1,100.

On August 18, 2015, then-United States District Judge Kurt D. Engelhardt authorized the interception of wire and electronic communications over ENCALADE's phone. Over the ensuing 30 days, agents intercepted frequent drug conversations between ENCALADE and his associates, including Jones. During the periods of interception, ENCALADE was communicating with customers on a daily basis in furtherance of his drug operation. In the aggregate, these calls showed that ENCALADE routinely sold cocaine base and powder cocaine to his customers.

Here is a sample of the relevant intercepted calls:

- On August 20, 2015, during a recorded call, a male asked ENCALADE, "You ain't got no green [*i.e.*, marijuana]?" ENCALADE responded, "No." The male asked ENCALADE, "Fuck, uhh what about the other shit?" ENCALADE replied, "I might, I might have a cutie left." The male then asked ENCALADE, "That shit coming back bro because last time I lost like three, I ain't even lying son." During this call, the male was saying that his cocaine lost three grams when he cooked from powder into crack form. ENCALADE replied, "I don't know, I ain't never ummm . . . I mean when I cooked it, it didn't lose much. I don't know bout them other boys."
- On August 28, 2015, ENCALADE told Jones, "Alright I got them other three [*i.e.*, \$3,000 in payment for drugs] for you." Jones replied, "Alright." ENCALADE then told Jones, "I might come up there, you ain't straight though huh?" By asking if Jones was "straight," ENCALADE was asking whether Jones had cocaine to sell. Jones replied, "No, uh uh." ENCALADE told Jones, "Yeah I had them other three I was gonna try, you know, I'm hit now, I'm all the way hit." In this statement, ENCALADE was telling Jones that he had run out of cocaine and needed to be resupplied. Jones replied, "Damn []." ENCALADE told Jones, "Yeah bro, I know, I just hustled this shit up, I hurried up and made this shit," meaning made money from the sale of cocaine.
- On August 29, 2015, while ENCALADE was on his way to meet Jones to be resupplied cocaine, agents intercepted a call between ENCALADE and an unknown customer. ENCALADE told the unknown male, "I'm about to be in town in a little bit." The male asked ENCALADE, "You think you can bring it with you?" ENCALADE replied, "I'm up there already; I'm about to get it right now, but it's gonna be soft [*i.e.*, in powder form, not crack]." The male replied, "Oh no man, you know that." ENCALADE responded, "I know, but I'm still saying, I mean I don't got nowhere to do it, you know what I'm saying." In this

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call, **ENCALADE** was stating that he was about to obtain his cocaine, but it was going to be “soft,” that is, powder cocaine. The male customer wanted cocaine base. **ENCALADE** then stated that he had “nowhere to do it,” meaning cook the powder cocaine into cocaine base.

- On September 12, 2015, agents again intercepted Jones and **ENCALADE**. Jones asked, “What’s up fool, how you looking?” **ENCALADE** replied, “I’m about to be coming up there now, I just got up.” Jones replied, “Alright that’s cool . . . They kinda waiting on me.” In this call, Jones was stating that he needed **ENCALADE**’s money to pay his cocaine source of supply. Over the next several minutes, agents intercepted calls between **ENCALADE** and an unknown customer, where the customer agreed to provide **ENCALADE** three “racks,” or \$3,000 in payment for cocaine.
- On September 14, 2015, an unknown male called **ENCALADE**. During the recorded conversation, the male asked **ENCALADE**, “What the shit was coming back like?” **ENCALADE** replied, “I ain’t even dropped nothing yet—I lied I did dropped a little bit you know what I’m saying, but I ain’t never put it on a scale or nothing, I don’t know what I lost yet, I just cooked a little bit because I ain’t really, I just wanted to see. But it was like at the bottom of the brick or whatever, I got the last little bit, it’s all, it ain’t got no solid chunks in there, it’s all fuckin’.” In this call, **ENCALADE** was describing how he had cooked a portion of a “brick” of cocaine from powder form into cocaine base.

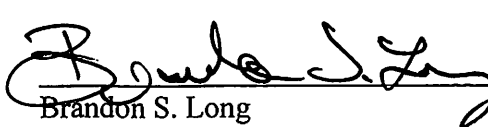
On January 30, 2017, officers executed a search warrant at 170 Molton Lane, Boothville, **ENCALADE**’s residence. **ENCALADE** had just left the residence and was stopped by law enforcement on Highway 23. On the property, officers recovered quantities of powder cocaine and crack cocaine (totaling approximately 17 grams), along with small quantities of heroin, marijuana, and Xanax. Officers also recovered drug paraphernalia including baking soda, sandwich bags, and digital scales. **ENCALADE** admitted that these items were his.

ENCALADE and the government stipulate for the purposes of sentencing that **ENCALADE** was responsible for at least 280 grams but less than 840 grams of a mixture or substance containing a detectable amount of cocaine base, through **ENCALADE**’s own conduct and the reasonably foreseeable conduct of his co-conspirators.

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Limited Nature of Factual Basis


This proffer of evidence is not intended to constitute a complete statement of all facts, 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 ENCALADE's plea of guilty to the charged offense.



Brandon S. Long
Assistant United States Attorney

4/17/19


(Date)



James Williams
Counsel for Defendant Jerrell Encalade

4/17/19

(Date)



Jerrell Encalade
Defendant

4/17/19

(Date)