


U.S. DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA  
FILED 9-23-2019  
WILLIAM W. BLEVINS  
CLERK 

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA \* CRIMINAL NO. 19-111  
v. \* SECTION: "I"  
ANDREW ANDERSON \*  
a/k/a "Dookie" \*  
\* \* \*

FACTUAL BASIS

Defendant ANDREW ANDERSON ("ANDERSON"), a/k/a "Dookie" has decided to enter a plea of guilty to the three-count Superseding Bill of Information in the above-captioned matter. Should this matter have proceeded to trial, the United States would have proven the following facts beyond a reasonable doubt, through credible testimony and reliable evidence. The facts outlined herein occurred within the jurisdiction of the Eastern District of Louisiana.

*The Investigation*

Beginning in March 2019, agents with the Drug Enforcement Administration (hereinafter "DEA") were conducting an investigation regarding the drug trafficking activities of ANDERSON in LaPlace, Louisiana. During this investigation, ANDERSON was identified as a distributor of heroin, cocaine hydrochloride, and cocaine base "crack cocaine."

In an effort to further their investigation, agents elected to conduct controlled purchases, utilizing a confidential source, CS-1, who was familiar with ANDERSON. After successfully conducting the controlled purchases and purchasing controlled dangerous substances from ANDERSON, agents elected to apply for a search warrant at ANDERSON's residence. Through

AUSA BLP  
Defendant AA  
Defense Counsel CSJ

the use of an open source records search and confirmation from deputies at St. John the Baptist Parish, agents verified that **ANDERSON** resided at 3046 Essex Avenue, in LaPlace. After receiving authorization from a United States Magistrate Judge in Eastern District of Louisiana, the search warrant was executed on May 22, 2019. Upon arriving at 3046 Essex Avenue, agents located **ANDERSON** in the master bedroom of the residence. **ANDERSON** was advised of his *Miranda* rights. **ANDERSON** acknowledged understanding his rights, elected to waive his right to remain silent, and voluntarily provided a statement to the agents. When asked if any narcotics or firearms were inside of the residence, **ANDERSON** denied any knowledge of drug activity taking place inside of the residence. **ANDERSON** was detained while the search was being conducted.

Agents began to search **ANDERSON**'s master bedroom. Multiple firearms and ammunition were located the in the master bedroom. Two firearms were in plain view when the agents entered the bedroom. A FNH, Model: FNX-40, S/N: FX2U002925, 40 S&W caliber, semi-automatic pistol, bearing serial number FX20002925, with a fully loaded magazine was located on top of the master bedroom dresser. A Ruger, Model: P97DC, obliterated serial number, .45 ACP caliber, semi-automatic pistol, with a fully loaded magazine and one round of ammunition in the chamber, was located on top of the master bedroom dresser.

After recovering the firearms, agents asked **ANDERSON** if he was willing to discuss the location of additional contraband inside of the residence. **ANDERSON** answered in the affirmative. **ANDERSON** admitted to being in possession of two additional firearms inside the master bedroom. **ANDERSON** directed agents to the bedroom closet where agents collected a bag on the top shelf of the closet, containing a Century International Arms Zastava AK-47, Model:

PAP M92 PV, 7.62x39 mm, semi-automatic pistol, bearing serial number M92PV008702, with a fully loaded magazine, with one round of ammunition in the chamber. **ANDERSON** informed agents that a Glock pistol was located in the nightstand in the master bedroom. Agents located one Glock 42, .380 caliber handgun, bearing serial number ABSL406, with a full magazine inserted in the pistol, and one round of ammunition in the chamber. **ANDERSON** admitted to owning all of the firearms.

As it relates to the ammunition recovered, agents located ten rounds of .380 automatic caliber ammunition; nine rounds of .40 caliber Smith and Wesson ammunition; seven rounds of .45 ACP caliber ammunition; eighteen rounds of 7.62x39 mm caliber ammunition; and thirty-nine rounds of Remington, .380 automatic caliber ammunition.

After locating the firearms, agents asked **ANDERSON** if he was in possession of any large amounts of U.S. currency inside of the residence. **ANDERSON** claimed to possess approximately twenty to thirty thousand dollars in a dresser inside of the master bedroom. Agents searched the dresser drawer and located two bundles of money wrapped in plastic wrap, and additional loose U.S. currency, both located in the top left drawer of the dresser. In total, agents collected thirty-three thousand one hundred seventy-six dollars and ten cents (\$33,176.10) in U.S. currency.

Agents questioned **ANDERSON** a second time about his knowledge of narcotics inside of the residence. While searching the kitchen area of the residence, agents located controlled dangerous substances in the kitchen. In a kitchen drawer, agents located one clear plastic bag containing approximately five grams of what agents suspected to be cocaine base, "crack cocaine," eight individually wrapped clear plastic bags containing a tan powder substance, weighing approximately eight grams, which agents suspected to be heroin, and one plastic bag containing a

white powdery substance, weighing approximately one gram, which agents suspected to be cocaine hydrochloride. After locating the aforementioned narcotics, agents asked **ANDERSON** about his knowledge of the existence of the narcotics. **ANDERSON** admitted to owning the substances but forgetting that the substances were in the residence.

**ANDERSON** is prohibited from possessing the aforementioned firearms and ammunitions located inside of his residence. **ANDERSON**, knowing that he had been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed the aforementioned firearms and ammunitions. On January 31, 2012, in the 40<sup>th</sup> Judicial District Court, in St. John the Baptist Parish, **ANDERSON** was convicted of possession with the intent to distribute cocaine, in violation of La. R.S. 40:967(C), in Case Number 2008-CR-59, Section "C."

The aforementioned firearms and ammunitions were examined by a member of the Bureau of Alcohol, Tobacco, Firearms and Explosives, and were determined to have been shipped and transported in interstate commerce prior to being possessed by **ANDERSON**. Neither the firearms nor ammunitions were manufactured within the state of Louisiana.

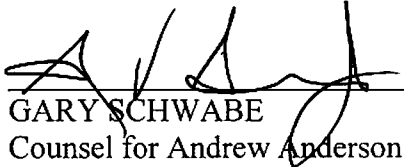
As it relates to the controlled dangerous substances recovered inside of **ANDERSON**'s residence, the suspected cocaine base, suspected cocaine hydrochloride and suspected heroin were submitted for testing at the DEA laboratory. The suspected cocaine base and suspected cocaine hydrochloride were tested and yielded positive results for cocaine base and cocaine hydrochloride, respectively. As of the date of this Factual Basis, the suspected heroin is awaiting testing. The substance was not field tested given DEA's current policy on testing substances which may lead to Fentanyl exposure. Nevertheless, agents, at trial, would have testified that the suspected heroin was consistent with the color, texture, and packing of heroin, and that based upon their training

and experience with heroin, the agents know that the substance is heroin. Furthermore, ANDERSON admits that the substance is heroin.

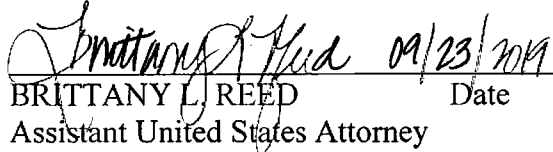
**Limited Nature of Factual Basis**

This proffer of evidence is not intended to constitute a complete statement of all facts known by ANDERSON and it is not a complete statement of all facts described by ANDERSON to the government. Rather, it is a minimum statement of facts intended to prove the necessary factual predicate for his guilty plea. The limited purpose of this proffer is to demonstrate that there exists a sufficient legal basis for ANDERSON's plea of guilty to the charged offenses.


**READ AND APPROVED:**

  
GARY SCHWABE  
Counsel for Andrew Anderson

9-23-19  
Date

  
BRITTANY L. REED  
Assistant United States Attorney

09/23/2019  
Date

  
ANDREW ANDERSON  
Defendant

9-23-19  
Date