

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL NO. 20-0095
v.	*	SECTION: "E" Mag. 3
JABARIOUS EUGENE	*	
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**FACTUAL BASIS**

The defendant, Jabarius Eugene, has agreed to plead guilty to participating in a conspiracy to distribute 500 grams or more of a mixture or substance containing a detectible amount of methamphetamine, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A), and 846, distribution of 50 grams or more of methamphetamine, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(A), and being a felon in possession of a firearm, in violation of Title 18, United States Code, Section 922(g).

Should this matter have gone to trial, the Government would have proven, through the introduction of competent testimony and other admissible evidence, the following facts, beyond a reasonable doubt, to support the allegations against the defendant:

**COUNT 1, 2, and 3:**

In August 2020, DEA agents debriefed a Drug Enforcement Administration Confidential Source (CS) regarding the drug trafficking activities of Jabarius **EUGENE**. The CS agreed to cooperate with members of the DEA for judicial consideration, and has in the past provided information proven to be accurate and whose reliability has been established to agents'

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satisfaction. The CS has a documented criminal history. During this debriefing, the CS told agents he could arrange a meeting to purchase one pound of crystal methamphetamine "Ice" from **EUGENE**.

On August 4, 2020, Drug Enforcement Administration, Task Force Group #3 conducted an undercover crystal methamphetamine "Ice" purchase from **EUGENE**. Prior to the controlled purchase, the CS's person and his vehicle was searched for contraband. No contraband was found during the searches. Additionally, the CS was given \$8,000.00 in Official Advanced Funds (OAF) in order to conduct the controlled purchase with **EUGENE**. Prior to this purchase, the CS placed a recorded FaceTime call to **EUGENE** to finalize the meeting location. During this call, **EUGENE** told the CS he was approximately ten minutes away. Shortly after this phone call, surveillance observed **EUGENE** arrive at [REDACTED]. Surveillance observed **EUGENE** enter the residence through the side door. Shortly thereafter, **EUGENE** departed the side door of [REDACTED] carrying a white package. Surveillance observed **EUGENE** enter his vehicle and travel directly to the Waffle House located at [REDACTED] Laplace, Louisiana, to finalize the purchase with the CS. During this purchase, **EUGENE** met with the CS in the parking lot of the Waffle House. During this meeting, **EUGENE** retrieved a white package from his vehicle which contained approximately 460 grams of crystal methamphetamine "Ice". **EUGENE** then sold the approximately 460 grams of crystal methamphetamine "Ice" to the CS for \$8,000.00. This purchase was captured on audio and video.

Following the purchase, the CS and the CS's vehicle were searched for contraband a second time. No contraband was found and the CS relinquished custody of approximately 602 gross grams (460 grams) of crystal methamphetamine "Ice". Following this purchase, surveillance followed

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EUGENE directly to [REDACTED] The suspected crystal methamphetamine "Ice" was field tested. This field test revealed the positive response for the presence of crystal methamphetamine "Ice".

On August 27, 2020, Agents asked for and received a criminal complaint/arrest warrant from the federal magistrate judge. They also asked for and received a search warrant for the defendant's residence located at [REDACTED] in Montz, Louisiana. Agents also secured a tracking warrant on the defendant's phone.

On September 2, 2020 at approximately 11:50am, the search warrant team executed the federal search warrant at [REDACTED] in Montz, Louisiana. The team approached the front door of the residence, at which time agents knocked, loudly, on the front door announcing the team's presence and purpose; however they were met with no response. Agents repeated their effort several times; however at no time was a response received. Due to the aforementioned, the entry team forced entry into the residence by breaching the front door. Upon entering the residence and again, announcing their presence and purpose by yelling, "police, search warrant," a female later identified as Jabarious Eugene's grandmother opened the door from the rear most bedroom and emerged from the bedroom. Agents informed the lady of the officer's presence and purpose and asked if there was anyone else inside the residence. She stated only she and her granddaughter, 2 year old female, were present. Agents were forced to breach a locked door leading to the southeast most bedroom due to the fact that it was locked and secured via the use of a deadbolt with an exterior keylock; however agents did not locate anyone inside after making entry. Ultimately agents did not locate any other occupants inside the residence. After the residence was deemed safe, agents informed the grandmother, in detail, as to why agents were at her residence.

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The grandmother was showed a copy of the search warrant granted by Judge Meerveld. Agents asked the grandmother who lived at the residence besides herself, to which she stated her son, "Jabarius (EUGENE)." Agents questioned the grandmother as to if anyone else lived at the residence in the past. She stated her son, "Bruce" used to live at the residence; however moved out approximately 2 months prior. She further stated her nephew, "Randy" also used to live at the residence; however he moved out approximately a month prior. Agents then asked her which bedroom belonged to "Jabarius (EUGENE)." She indicated the middle bedroom was EUGENE's bedroom.

At that time, Agents requested the assistance of K-9 officer and his K-9 "Kye" to conduct a search of the residence, which was done. Upon completion, the K-9 officer informed Agents that his K-9 partner showed an odor response for illegal narcotics in the closet of the previously locked bedroom and in several areas inside the middle bedroom which, had previously been identified as belonging to EUGENE.

Law enforcement then conducted their search of the residence. The following is a list of items located during the search and the location where the item was located:

- a. A DEL-TON AR-15 (SN# B-47144) with 2 loaded 30 round magazines and one round in the chamber. This item was located on the top shelf in the bedroom closet of the southeast (previously locked) bedroom.
- b. A RWB 100 round drum for an AR-15. This item was also located on the top shelf in the bedroom closet of the southeast (previously locked) bedroom.
- c. A WeighMax digital weighing scale (Exhibit N-64). This item was also located on the top shelf in the bedroom closet of the southeast (previously locked) bedroom.
- d. A Radical Firearms AR-15 (Model# RF-15 / SN# 20-013271) with a loaded 30 round Magpul magazine and one round in the chamber. Located next to a series of shelves in the middle bedroom (EUGENE's bedroom).

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- e. A glass jar containing a green vegetable-like substance (Exhibit 33). This item was located inside a blue bag lying on the ground in middle bedroom.
- f. A shoe box containing three (3) 5.56 magazines, a 5.56 magazine loader, and loose 5.56 ammunition. This item was located on the floor of the middle bedroom.

Additionally, agents observed a small blue tinted plastic storage container lying on the floor of the southeast bedroom. This container was similar in nature to the containers used by EUGENE when distributing methamphetamine. Moreover, in the middle bedroom, the bedroom belonging to EUGENE, agents located a "Ceasars Rewards" casino players card bearing the name "Jabarius Eugene" inside a men's Nike shoe which was lying on the ground. Agents also observed the bedroom to be riddled with adult men's clothing. Lastly, agents observed a bottle of manitol on a shelf in the same bedroom. Agents know that manitol is a cutting agent used to increase the quantity of illegal narcotics.

Once Jabarius was placed under arrest, he waived his rights against self-incrimination and agreed to speak to the agents about his drug trafficking activities. During this interview, EUGENE admitted that he would sell "eight balls" of methamphetamine for \$50.00 each and an ounce for \$450.00. EUGENE also admitted that he also sold heroin for \$2,000 per ounce. EUGENE was unwilling to provide his cellphone passcode.

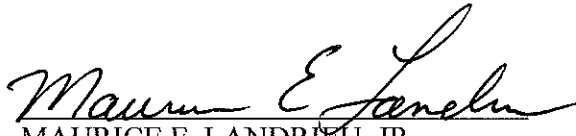
A review of EUGENE's criminal history revealed that on July 15, 2013 he pled guilty in Federal Court in the Eastern District of Texas, under criminal docket number 13-CR-00030, to possession with the intent to distribute cocaine base, in violation of Title 21, United States Code, Section 841, and was thereafter sentenced to serve 105 months in the custody of the Bureau of Prisons. He is currently serving a term of four years of supervised release.

According to law enforcement officers, neither the Radical Firearms AR-15 (Model# RF-

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15 / SN# 20-013271) with a loaded 30 round Magpul magazine, the DEL-TON AR-15 (SN# B-47144) with two loaded 30 round magazines, or the ammunition located in the residence were manufactured in the state of Louisiana. Therefore, they had to effect interstate or foreign commerce to be found in Louisiana on September 2, 2020.


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 JABARIOUS EUGENE'S plea of guilty to the charged offenses.

  
MAURICE E. LANDRIEU, JR.  
Assistant United States Attorney

  
Date

  
JABARIOUS EUGENE  
Defendant

  
Date

  
ARIS COX  
Attorney for Defendant

  
Date