

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

UNITED STATES OF AMERICA * **CRIMINAL NO. 19-190**
v. * **SECTION: "L"**
WAYNE BROWN *
*
* * *

FACTUAL BASIS

The defendant, **WAYNE BROWN**, has agreed to plead guilty as charged to Count One of the superseding bill of information. Count One charges the defendant with conspiring to distribute and to possess with the intent to distribute forty grams or more of a mixture/substance containing a detectable amount of fentanyl and one hundred grams or more of a mixture/substance containing a detectable amount of heroin, in violation of 21 U.S.C. § 846, 21 U.S.C. § 841(a)(1), and 21 U.S.C. § 841(b)(1)(B).

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 in the superseding indictment now pending against the defendant:

Through a lengthy investigation concerning the distribution of illegal drugs in and around the New Orleans area, agents identified **WAYNE BROWN** as a retail heroin, fentanyl, and marijuana dealer. Physical and electronic surveillance, coupled with information learned through Court authorized wire and electronic intercepts revealed that **WAYNE BROWN** and several other heroin/fentanyl dealers such as Jamar **ARMSTRONG** were supplied with wholesale quantities of

W.B. JH
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heroin and fentanyl by Gerard BROWN.

WAYNE BROWN acknowledges that based on his own direct conduct and the reasonably foreseeable conduct of his co-conspirators that was in furtherance of the conspiracy, **WAYNE BROWN** was involved with a combination of heroin and fentanyl that, when converted to marijuana weight pursuant to the methods outlined for calculating drug quantity in the United States Sentencing Commission's Guideline Manual, puts him at a base offense level of 28 in the Drug Quantity Table found in Section 2D1.1 of the Guidelines.

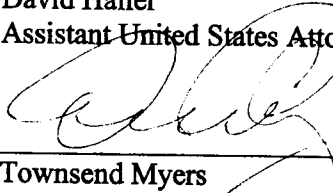
WAYNE BROWN was arrested with **ARMSTRONG** on October 8, 2019. Agents had seen the two men at an apartment at [REDACTED] Winthrop Place, [REDACTED] [REDACTED] New Orleans, Louisiana. They followed **WAYNE BROWN** and **ARMSTRONG** as they left the apartment in a vehicle and eventually stopped the vehicle. They were with two other men in the car. Police arrested the occupants and located a pistol in the vehicle. Agents subsequently searched [REDACTED] Winthrop Place, [REDACTED] [REDACTED] and found two more loaded, semi-automatic pistols, as well as drugs. **ARMSTRONG** lived in the apartment, and **WAYNE BROWN** was frequently present there. **WAYNE BROWN** admits that he possessed one of the seized pistols and that his possession of the pistol was in furtherance of his drug trafficking activities.

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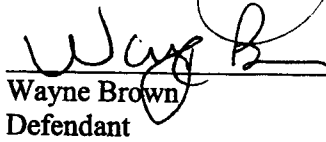
The limited purpose of this factual basis is to satisfy the Court that there is a sufficient basis in fact for **WAYNE BROWN's** guilty plea. This document does not contain all information known to the government about the charged conspiracy to distribute heroin and fentanyl.

 10/28/2021

David Haller Date
Assistant United States Attorney

 10/29/21

Townsend Myers Date
Attorney for Wayne Brown

 10/19/2021

Wayne Brown Date
Defendant