

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA.

2022 APR 28 A 11:41

[Signature]
CAROL L. MICHEL
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

**INDICTMENT FOR VIOLATIONS OF THE FEDERAL GUN CONTROL
ACT AND FEDERAL CONTROLLED SUBSTANCES ACT**

UNITED STATES OF AMERICA

* CRIMINAL NO. **22-79**

v.

* SECTION: **SECT. M MAG. 4**

JOSHUA PICOU

* VIOLATIONS: 18 U.S.C. § 922(g)(1)
18 U.S.C. § 922(g)(9)
* 18 U.S.C. § 924(a)(2)
18 U.S.C. § 924(c)(1)(A)(i)
* 21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(B)
* 21 U.S.C. § 841(b)(1)(C)

* * *

The Grand Jury charges that:

COUNT 1

(Distribution of Controlled Substances)

On or about May 27, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, did knowingly and intentionally distribute a quantity of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide, that is, fentanyl, and a quantity of cocaine hydrochloride, both Schedule II controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

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COUNT 2

(Distribution of Controlled Substances)

On or about June 2, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, did knowingly and intentionally distribute a quantity of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide, that is, fentanyl, and a quantity of cocaine hydrochloride, both Schedule II controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT 3

(Distribution of Controlled Substances)

On or about June 22, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, did knowingly and intentionally distribute a quantity of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide, that is, fentanyl, and a quantity of cocaine hydrochloride, both Schedule II controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT 4

(Possession with Intent to Distribute Controlled Substances)

On or about June 24, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, did knowingly and intentionally possess with the intent to distribute 40 grams or more of a mixture or substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide, that is, fentanyl, 28 grams or more of cocaine base (“crack”), and a quantity of cocaine hydrochloride, all Schedule II controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), and 841(b)(1)(C).

COUNT 5

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about June 24, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, did knowingly possess firearms, that is, a Glock Model 17, nine-millimeter semi-automatic handgun bearing serial number BHFZ995, and a Springfield Armory XDM-9, nine-millimeter semi-automatic handgun bearing serial number AT181949, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute controlled substances, as charged in Count 4; all in violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

COUNT 6

(Possession of a Firearm by a Person Convicted of a Misdemeanor Crime of Domestic Violence)

On or about June 24, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, knowing that he had been convicted of a misdemeanor crime of domestic violence, to wit: a conviction on January 29, 2018 in the 32nd Judicial District Court of Louisiana, Case Number 765414, for Domestic Abuse Battery in violation of Louisiana R.S. 14:103; did knowingly possess firearms, that is, a Glock Model 17, nine-millimeter semi-automatic handgun bearing serial number BHFZ995, and a Springfield Armory XDM-9 nine-millimeter semi-automatic handgun, bearing serial number AT181949, said firearms having been in and affecting interstate commerce, in violation of Title 18, United States Code, Sections 922(g)(9) and 924(a)(2).

COUNT 7

(Possession of a Firearm by a Convicted Felon)

On or about June 24, 2021, in the Eastern District of Louisiana, the defendant, **JOSHUA PICOU**, knowing that he had been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on March 30, 2011 in the 23rd Judicial District Court of Louisiana, Case Number 10-158 to Possession with Intent to Distribute a Schedule II Controlled

Dangerous Substance in violation of Louisiana R.S. 40:967; did knowingly possess firearms, that is, a Glock Model 17, nine-millimeter semi-automatic handgun bearing serial number BHFZ995 and a Springfield Armory XDM-9, nine-millimeter semi-automatic handgun bearing serial number AT181949, said firearms having been in and affecting interstate commerce, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

NOTICE OF FORFEITURE

1. The allegations of Counts 1 through 7 of this Indictment are incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States.

2. As a result of the offenses alleged in Counts 1 through 4, the defendant, **JOSHUA PICOU**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any property, constituting or derived from, any proceeds obtained directly or indirectly, as the result of said offenses, and any property used, or intended to be used, in any manner or part to commit, or to facilitate the commission of said offenses, including but not limited to any of the following:

\$15,048.00 in United States currency.

3. As a result of the offenses alleged in Counts 5 through 7, the defendant, **JOSHUA PICOU**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), any firearm or ammunition involved in or used in the commission of said offenses, including but not limited to any of the following:

Glock model 17, nine-millimeter semi-automatic handgun, bearing serial number BHFZ995;

Springfield Armory XDM, nine-millimeter semi-automatic handgun, bearing serial number AT181949.

4. If any of the above-described property, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

the United States shall seek a money judgment and, pursuant to Title 21, United States Code, Section 853(p), forfeiture of any other property of the defendant up to the value of said property.

A TRUE BILL:



DUANE A. EVANS
UNITED STATES ATTORNEY

A handwritten signature in black ink, appearing to read "Charles D. Strauss".

CHARLES D. STRAUSS

Assistant United States Attorney

New Orleans, Louisiana
April 28, 2022