

JJD:MEF/PGS/JLG
F. #2025R00160

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- against -

DAVID ORELLANA-ALEMAN,
also known as "Tenebroso,"
NOEL PORTILLO-ROMERO,
also known as "Discreto,"
CRUZ EDUARDO
SANCHEZ-GUTIERREZ,
also known as "Escriper," "Poison"
and "Bellaco,"
ERNESTO TORRES-HERNANDEZ,
also known as "Perverso," and
OMAR ZAVALA-VENTURA,
also known as "Snyder,"
"Little Ejecutor,"
"Pequeno Ejecutor" and "Liro,"

Defendants.

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THE GRAND JURY CHARGES:

INTRODUCTION

At all times relevant to this Indictment, unless otherwise indicated:

The Enterprise

1. La Mara Salvatrucha, also known as the MS-13, (hereinafter the "MS-13" or the "Enterprise"), was a transnational criminal organization with members located throughout Long Island, New York, Queens, New York and elsewhere. Members and associates of the MS-13 have engaged in acts of violence, including acts involving murder, robbery and assault, as

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INDICTMENT

Cr. No. **CR25 209**
(T. 18, U.S.C., §§ 1959(a)(1), 1959(a)(5),
1962(c), 1962(d), 1963, 2 and 3551 et
seq.; T. 21, U.S.C., §§ 846, 841(b)(1)(C)
and 841(b)(1)(D))

BULSARA, J. SHIELDS, M.J.

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well as other criminal activity, including narcotics trafficking, extortion, witness tampering and witness retaliation.

2. The defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” NOEL PORTILLO-ROMERO, also known as “Discreto,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” were members and associates of the MS-13.

3. The MS-13, including its leadership, membership and associates, constituted an “enterprise” as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise. The Enterprise was engaged in, and its activities affected, interstate and foreign commerce.

Purposes of the Enterprise

4. The purposes of the Enterprise included the following:
- a. promoting and enhancing the prestige, reputation and position of the Enterprise with respect to rival criminal organizations;
 - b. preserving and protecting the power, territory and criminal ventures of the Enterprise through the use of intimidation, threats of violence and acts of violence, including assault and murder;
 - c. keeping victims and rivals in fear of the Enterprise and its members and associates;

- d. enriching the members and associates of the Enterprise through criminal activity, including robbery, extortion and narcotics trafficking;
 - e. concealing the activities of the Enterprise from law enforcement;
- and
- f. ensuring discipline within the Enterprise and compliance with the Enterprise's rules by members and associates through threats of violence and acts of violence.

Means and Methods of the Enterprise

5. Among the means and methods by which the members and associates of the Enterprise conducted and participated in the conduct of the affairs of the Enterprise were the following:

- a. members and associates of the MS-13 committed, attempted to commit, conspired to commit and threatened to commit acts of violence, including murder, robbery, kidnapping and assault, to enhance the Enterprise's prestige and protect and expand the Enterprise's criminal operations;
- b. members and associates of the MS-13 used and threatened to use physical violence against various individuals, including members of rival criminal organizations and MS-13 members who violated the Enterprise's rules;
- c. members and associates of the MS-13 used, attempted to use and conspired to use robbery, extortion and narcotics trafficking as means of obtaining money; and
- d. members and associates of the MS-13 used, attempted to use and conspired to use firearms in furtherance of the Enterprise.

COUNT ONE
(Racketeering)

6. The allegations contained in paragraphs one through five are realleged and incorporated as if fully set forth in this paragraph.

7. In or about and between January 2023 and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” NOEL PORTILLO-ROMERO, also known as “Discreto,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, each being a person employed by and associated with the MS-13, an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, did knowingly and intentionally conduct and participate, directly and indirectly, in the conduct of the affairs of the MS-13 through a pattern of racketeering activity, as defined by Title 18, United States Code, Sections 1961(1) and 1961(5), consisting of the racketeering acts set forth below.

RACKETEERING ACT ONE
(Conspiracy to Murder and Murder of Yoneli Ramos-Moreno)

8. The defendants DAVID ORELLANA-ALEMAN, NOEL PORTILLO-ROMERO, CRUZ EDUARDO SANCHEZ-GUTIERREZ, ERNESTO TORRES-HERNANDEZ, and OMAR ZAVALA-VENTURA, together with others, committed the following acts, either one of which alone constitutes Racketeering Act One:

A. Conspiracy to Murder Yoneli Ramos-Moreno

9. In or about October 2023, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, NOEL PORTILLO-ROMERO,

CRUZ EDUARDO SANCHEZ-GUTIERREZ, ERNESTO TORRES-HERNANDEZ and OMAR ZAVALA-VENTURA, together with others, did knowingly and intentionally conspire to cause the death of Yoneli Ramos-Moreno, in violation of New York Penal Law Sections 125.25(1) and 105.15.

B. Murder of Yoneli Ramos-Moreno

10. On or about October 28, 2023, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, NOEL PORTILLO-ROMERO, CRUZ EDUARDO SANCHEZ-GUTIERREZ, ERNESTO TORRES-HERNANDEZ and OMAR ZAVALA-VENTURA, together with others, with intent to cause the death of another person, to wit: Yoneli Ramos-Moreno, did knowingly and intentionally cause his death, in violation of New York Penal Law Sections 125.25(1) and 20.00.

RACKETEERING ACT TWO
(Conspiracy to Murder Carlos Lopez-Lopez)

11. In or about and between November 2023 and March 3, 2025, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants NOEL PORTILLO-ROMERO, ERNESTO TORRES-HERNANDEZ and OMAR ZAVALA-VENTURA, together with others, did knowingly and intentionally conspire to cause the death of Carlos Lopez-Lopez, in violation of New York Penal Law Sections 125.25(1) and 105.15.

RACKETEERING ACT THREE
(Conspiracy to Distribute Cocaine and Marijuana – Hollywood Clique)

12. In or about and between January 2023 and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, CRUZ EDUARDO SANCHEZ-GUTIERREZ and OMAR ZAVALA-VENTURA, together with others, did knowingly and intentionally

conspire to distribute and possess with intent to distribute one or more controlled substances, which offense involved (a) a substance containing cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C); and (b) a substance containing marijuana, a Schedule I controlled substance, for remuneration, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D), in violation of Title 21, United States Code, Section 846.

RACKETEERING ACT FOUR
(Conspiracy to Distribute Cocaine – Carlington Clique)

13. In or about and between January 2023 and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants NOEL PORTILLO-ROMERO and ERNESTO TORRES-HERNANDEZ, together with others, did knowingly and intentionally conspire to distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), in violation of Title 21, United States Code, Section 846.

(Title 18, United States Code, Sections 1962(c), 1963 and 3551 et seq.)

COUNT TWO
(Racketeering Conspiracy)

14. The allegations contained in paragraphs one through five are realleged and incorporated as if fully set forth in this paragraph.

15. In or about and between January 2023, and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” NOEL PORTILLO-ROMERO, also known as “Discreto,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” ERNESTO TORRES-

HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, each being a person employed by and associated with the MS-13, an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, did knowingly and intentionally conspire to violate Title 18, United States Code, Section 1962(c), that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of the MS-13 through a pattern of racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1961(5).

16. The pattern of racketeering activity through which the defendants DAVID ORELLANA-ALEMAN, NOEL PORTILLO-ROMERO, CRUZ EDUARDO SANCHEZ-GUTIERREZ, ERNESTO TORRES-HERNANDEZ and OMAR ZAVALA-VENTURA, together with others, agreed to conduct and participate, directly and indirectly, in the conduct of the affairs of the MS-13 consisted of the racketeering acts set forth in paragraphs eight through 13 of this Indictment, as Racketeering Acts One through Four, which are realleged and incorporated as if fully set forth in this paragraph. It was part of the conspiracy that each defendant agreed that a conspirator would commit at least two acts of racketeering in the conduct of the affairs of the Enterprise.

(Title 18, United States Code, Sections 1962(d), 1963 and 3551 et seq.)

COUNT THREE
(Conspiracy to Murder Yoneli Ramos-Moreno)

17. At all times relevant to this Indictment, the MS-13, as more fully described in paragraphs one through five, which are realleged and incorporated as if fully set forth in this paragraph, including its leadership, membership and associates, constituted an “enterprise” as defined in Section 1959(b)(2) of Title 18, United States Code, that is, a group of individuals associated in fact that was engaged in, and the activities of which affected, interstate

and foreign commerce. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise.

18. At all times relevant to this Indictment, the MS-13, through its leaders, members and associates, engaged in racketeering activity, as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), that is, acts and threats involving murder, extortion and robbery, that are chargeable under New York Penal Law and punishable by imprisonment for more than one year, acts indictable under Title 18, United States Code, Sections 1512 (relating to tampering with a witness, victim or informant) and 1513 (relating to retaliating against a witness, victim or informant), and offenses involving narcotics trafficking, punishable under Title 21, United States Code, Sections 841 and 846.

19. In or about October 2023, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” NOEL PORTILLO-ROMERO, also known as “Discreto,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, for the purpose of gaining entrance to and maintaining and increasing position in the MS-13, an enterprise engaged in racketeering activity, did knowingly and intentionally conspire to murder Yoneli Ramos-Moreno, in violation of New York Penal Law Sections 125.25(1) and 105.15.

(Title 18, United States Code, Sections 1959(a)(5) and 3551 et seq.)

COUNT FOUR
(Murder of Yoneli Ramos-Moreno)

20. The allegations contained in paragraphs one through five, 17 and 18 are realleged and incorporated as if fully set forth in this paragraph.

21. On or about October 28, 2023, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” NOEL PORTILLO-ROMERO, also known as “Discreto,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, for the purpose of gaining entrance to and maintaining and increasing position in the MS-13, an enterprise engaged in racketeering activity, did knowingly and intentionally murder Yoneli Ramos-Moreno, in violation of New York Penal Law Sections 125.25(1) and 20.00.

(Title 18, United States Code, Sections 1959(a)(1), 2 and 3551 et seq.)

COUNT FIVE
(Conspiracy to Murder Carlos Lopez-Lopez)

22. The allegations contained in paragraphs one through five, 17 and 18 are realleged and incorporated as if fully set forth in this paragraph.

23. In or about and between November 2023 and March 3, 2025, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants NOEL PORTILLO-ROMERO, also known as “Discreto,” ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, for the purpose of gaining entrance to and maintaining and increasing position in the MS-13, an enterprise

engaged in racketeering activity, did knowingly and intentionally conspire to murder Carlos Lopez-Lopez, in violation of New York Penal Law Sections 125.25(1) and 105.15.

(Title 18, United States Code, Sections 1959(a)(5) and 3551 et seq.)

COUNT SIX

(Conspiracy to Distribute Cocaine and Marijuana – Hollywood Clique)

24. In or about and between January 2023 and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID ORELLANA-ALEMAN, also known as “Tenebroso,” CRUZ EDUARDO SANCHEZ-GUTIERREZ, also known as “Escriper,” “Poison” and “Bellaco,” and OMAR ZAVALA-VENTURA, also known as “Snyder,” “Little Ejecutor,” “Pequeno Ejecutor” and “Liro,” together with others, did knowingly and intentionally conspire to distribute and possess with intent to distribute one or more controlled substances, which offense involved (a) a substance containing cocaine, a Schedule II controlled substance; and (b) a substance containing marijuana, a Schedule I controlled substance, for remuneration, contrary to Title 21, United States Code, Sections 841(a)(1).

(Title 21, United States Code, Sections 846, 841(b)(1)(C) and 841(b)(1)(D); Title 18, United States Code, Sections 3551 et seq.)

COUNT SEVEN

(Conspiracy to Distribute Cocaine – Carlington Clique)

25. In or about and between January 2023 and the date of this Indictment, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants NOEL PORTILLO-ROMERO, also known as “Discreto,” and ERNESTO TORRES-HERNANDEZ, also known as “Perverso,” together with others, did knowingly and intentionally conspire to distribute and possess with intent to distribute a controlled substance,

which offense involved a substance containing cocaine, a Schedule II controlled substance, for remuneration, contrary to Title 21, United States Code, Section 841(a)(1).

(Title 21, United States Code, Sections 846 and 841(b)(1)(C); Title 18, United States Code, Sections 3551 et seq.)

A TRUE BILL



FOREPERSON

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