

NMA:EDP/NDB
F. #2017R00299

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- against -

WARREN GREEN,
also known as "Skihound" and "Ski,"
PATRICK JOHNSON,
also known as "Jadahound" and "Jada,"
ASHA PATTERSON,
also known as "Sha,"
ROBERT MARTINO,
MALIK HOLLOWAY,
also known as "Bleek,"
CHRISTIAN MIZELL and
CARL NOEL,

Defendants.

-----X

THE GRAND JURY CHARGES:

COUNT ONE

(Conspiracy to Violate the Travel Act)

1. In or about and between November 2015 and July 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as "Skihound" and "Ski," PATRICK JOHNSON, also known as "Jadahound" and "Jada," ASHA PATTERSON, also known as "Sha," ROBERT MARTINO, MALIK HOLLOWAY, also known as "Bleek," CHRISTIAN MIZELL and CARL NOEL, together with others, did knowingly and willfully conspire to use one or more facilities in interstate and foreign commerce with intent to promote, manage,

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U.S. DISTRICT COURT
EASTERN DISTRICT
OF NEW YORK

INDICTMENT

CR 18 -

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Cr. No. _____
(T. 21, U.S.C., §§ 841(a)(1),
841(b)(1)(D), 846, 853(a) and 853(p);
T. 18, U.S.C., §§ 2, 371, 981(a)(1)(C)
and 3551 et seq.; T. 28, U.S.C.,
§ 2461(c))

CHEN, J.

GOLD, M.J.

establish, carry on and facilitate the promotion, management, establishment and carrying on, of one or more unlawful activities, to wit: Bribe Receiving in the Third Degree, in violation of New York Penal Law Section 200.10, and Bribery in the Third Degree, in violation of New York Penal Law Section 200.00, and thereafter to perform acts to promote, manage, establish, carry on and facilitate the promotion, management, establishment and carrying on, of such unlawful activity, contrary to Title 18, United States Code, Section 1952(a)(3).

2. In furtherance of the conspiracy and to effect its objects, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, PATRICK JOHNSON, ASHA PATTERSON, ROBERT MARTINO, MALIK HOLLOWAY, CHRISTIAN MIZELL and CARL NOEL committed and caused to be committed, among others, the following:

OVERT ACTS

(a) On or about May 21, 2017, JOHNSON spoke with HOLLOWAY by telephone and instructed him to tell MARTINO that GREEN wanted MARTINO to put together a package containing contraband.

(b) On or about May 23, 2017, MARTINO and MIZELL exchanged several text messages and telephone calls coordinating a meeting in Queens, New York, so that MARTINO could provide MIZELL with contraband and money.

(c) On or about May 23, 2017, MARTINO and MIZELL met in Queens, New York, at which time MARTINO gave MIZELL contraband to smuggle into the Manhattan Detention Complex ("MDC"), and money as payment for doing so.

(d) On or about May 24, 2017, MIZELL met with GREEN and JOHNSON in the MDC and left contraband in a prison bathroom, which JOHNSON subsequently retrieved.

(e) On or about June 20, 2017, GREEN spoke with PATTERSON by telephone and told PATTERSON that HOLLOWAY would be coming to pick up contraband from him.

(f) On or about June 24, 2017, HOLLOWAY and NOEL exchanged text messages to schedule a meeting in the Bronx, New York, so that HOLLOWAY could provide NOEL with contraband and money.

(g) On or about June 24, 2017, HOLLOWAY met with NOEL in the Bronx, New York, during which time HOLLOWAY provided contraband for NOEL to smuggle into the MDC and money as payment for doing so.

(h) On or about June 25, 2017, NOEL met with GREEN and JOHNSON in the MDC and handed GREEN a Styrofoam tray containing contraband provided by HOLLOWAY.

(i) On or about July 7, 2017, HOLLOWAY and NOEL exchanged text messages to schedule a meeting in Manhattan, New York, so that HOLLOWAY could provide NOEL with contraband and money.

(j) On or about July 7, 2017, HOLLOWAY met with NOEL in Manhattan, New York, during which time HOLLOWAY provided contraband for NOEL to smuggle into the MDC and money as payment for doing so.

(k) On or about July 23, 2017, GREEN spoke by telephone with PATTERSON and told PATTERSON to give contraband to MARTINO.

(l) On or about July 25, 2017, NOEL met with GREEN and JOHNSON in the MDC and gave GREEN a rolled sheet containing contraband provided by HOLLOWAY.

(m) On or about July 27, 2017, MARTINO and MIZELL met in Queens, New York, during which time MARTINO provided contraband for NOEL to smuggle into the MDC and money as payment for doing so.

(n) On or about July 29, 2017, MIZELL was arrested as he attempted to smuggle contraband into the MDC.

(Title 18, United States Code, Sections 371 and 3551 et seq.)

COUNT TWO

(Conspiracy to Distribute and Possess with Intent to Distribute Marijuana)

3. In or about and between November 2015 and July 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as “Skihound” and “Ski,” PATRICK JOHNSON, also known as “Jadahound” and “Jada,” ASHA PATTERSON, also known as “Sha,” ROBERT MARTINO, MALIK HOLLOWAY, also known as “Bleek,” CHRISTIAN MIZELL and CARL NOEL, 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 marijuana, a Schedule I controlled substance, contrary to Title 21, United States Code, Section 841(a)(1).

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

COUNT THREE

(Marijuana Distribution and Possession of Marijuana with Intent to Distribute)

4. On or about and between May 21, 2017 and May 24, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as “Skihound” and “Ski,” PATRICK JOHNSON, also known as “Jadahound” and “Jada,” ROBERT MARTINO, MALIK HOLLOWAY, also known as “Bleek,” and CHRISTIAN MIZELL, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing marijuana, a Schedule I controlled substance.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D); Title 18, United States Code, Sections 2 and 3551 et seq.)

COUNT FOUR

(Marijuana Distribution and Possession of Marijuana with Intent to Distribute)

5. On or about and between June 20, 2017 and June 25, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as “Skihound” and “Ski,” PATRICK JOHNSON, also known as “Jadahound” and “Jada,” ASHA PATTERSON, also known as “Sha,” MALIK HOLLOWAY, also known as “Bleek,” and CARL NOEL, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing marijuana, a Schedule I controlled substance.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D); Title 18, United States Code, Sections 2 and 3551 et seq.)

COUNT FIVE

(Marijuana Distribution and Possession of Marijuana with Intent to Distribute)

6. On or about and between July 5, 2017 and July 25, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as “Skihound” and “Ski,” PATRICK JOHNSON, also known as “Jadahound” and “Jada,” ROBERT MARTINO, MALIK HOLLOWAY, also known as “Bleek,” and CARL NOEL, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing marijuana, a Schedule I controlled substance.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D); Title 18, United States Code, Sections 2 and 3551 et seq.)

COUNT SIX

(Marijuana Distribution and Possession of Marijuana with Intent to Distribute)

7. On or about and between July 23, 2017 and July 29, 2017, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants WARREN GREEN, also known as “Skihound” and “Ski,” PATRICK JOHNSON, also known as “Jadahound” and “Jada,” ASHA PATTERSON, also known as “Sha,” ROBERT MARTINO, MALIK HOLLOWAY, also known as “Bleek,” and CHRISTIAN MIZELL, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing marijuana, a Schedule I controlled substance.

(Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D); Title 18, United States Code, Sections 2 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION AS TO COUNT ONE

8. The United States hereby gives notice to the defendants that, upon their conviction of the offense charged in Count One, the government will seek forfeiture in accordance with Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), which require any person convicted of such offense to forfeit any property, real or personal, constituting, or derived from, proceeds obtained directly or indirectly as a result of such offense.

9. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (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 divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Section 981(a)(1)(C); Title 21, United States Code, Section 853(p); Title 28, United States Code, Section 2461(c))

CRIMINAL FORFEITURE ALLEGATION AS TO COUNTS TWO THROUGH SIX

10. The United States hereby gives notice to the defendants that, upon their conviction of any of the offenses charged in Counts Two through Six, the government will

seek forfeiture in accordance with Title 21, United States Code, Section 853(a), which requires any person convicted of such offenses to forfeit: (a) any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of such offenses; and (b) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of such offenses.

11. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (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 divided without difficulty;


it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described in this forfeiture allegation.

(Title 21, United States Code, Sections 853(a) and 853(p))

A TRUE BILL

A large black rectangular redaction box covering the signature of the foreperson.

FOREPERSON

A black rectangular redaction box covering the signature of Richard P. Donoghue.

RICHARD P. DONOGHUE
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

No. _____

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

WARREN GREEN, also known as "Skihound" and "Ski," PATRICK
JOHNSON, also known as "Jadahound" and "Jada," ASHA
PATTERSON, also known as "Sha," ROBERT MARTINO, MALIK
HOLLOWAY, also known as "Bleek," CHRISTIAN MIZELL and CARL
NOEL,

Defendants.

INDICTMENT

(T. 21, U.S.C. §§ 841(a)(1), 841(b)(1)(D) and 846;
T. 18, U.S.C. §§ 2, 371, 1952(a)(3) and 3551 et seq.)

A true bill.

Foreperson

Filed in open court this _____ day, of _____ A.D. 20 ____
Clerk

Bail, \$ _____

Erik D. Paulsen & Nomi D. Berenson, Assistant U.S. Attorneys
(718) 254-7000