

★ AUG 03 2018 ★

TJS:NDB
F. #2017R01836

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

BROOKLYN OFFICE

- - - - -X
UNITED STATES OF AMERICA

- against -

SUPERSEDING
INDICTMENT

DAVID WICKHAM,
also known as "Wick"
and "Dogg,"
KATELYN TRAMPLER, and
CRYSTAL ROBERTS,
also known as "Crystal
Wickham,"

Cr. No. 18-72 (S-1)(ARR)
(T. 21, U.S.C., §§ 841(a)(1),
841(b)(1)(B)(vi), 841(b)(1)(C), 846, 853(a)
and 853(p); T. 18, U.S.C., §§ 2, 922(g)(1),
924(a)(2), 924(d)(1), 982(a)(1), 982(b)(1),
1956(h) and 3551 et seq.; T. 28, U.S.C.,
§ 2461(c))

Defendants.

- - - - -X
THE GRAND JURY CHARGES:

COUNT ONE

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

1. In or about and between January 2017 and February 2018, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID WICKHAM, also known as "Wick" and "Dogg," and KATELYN TRAMPLER, 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 fentanyl, a Schedule II controlled substance, contrary to Title 21, United States Code, Section 841(a)(1). The amount of fentanyl involved in the conspiracy attributable to each defendant as a result of his or her own conduct, and the conduct of other

conspirators reasonably foreseeable to them, was 40 grams or more of a substance containing N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide.

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

COUNT TWO

(Distribution of Fentanyl Causing the Deaths of John Doe #1 and Jane Doe #1)

2. On or about July 30, 2017, within the Eastern District of New York, the defendant DAVID WICKHAM, also known as “Wick” and “Dogg,” together with others, did knowingly and intentionally distribute a controlled substance, which offense involved a substance containing fentanyl, a Schedule II controlled substance, and the use of which resulted in the deaths of John Doe #1 and Jane Doe #1, individuals whose identities are known to the Grand Jury.

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

COUNT THREE

(Distribution of Heroin and Fentanyl Causing Serious Bodily Injury to John Doe #2)

3. On or about December 13, 2017, within the Eastern District of New York, the defendant DAVID WICKHAM, also known as “Wick” and “Dogg,” together with others, did knowingly and intentionally distribute one or more controlled substances, which offense involved (a) a substance containing heroin, a Schedule I controlled substance, and (b) a substance containing fentanyl, a Schedule II controlled substance, and the use of which

resulted in serious bodily injury to John Doe #2, an individual whose identity is known to the Grand Jury.

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

COUNT FOUR

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

4. On or about August 8, 2017, within the Eastern District of New York and elsewhere, the defendant DAVID WICKHAM, also known as “Wick” and “Dogg,” together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing fentanyl, a Schedule II controlled substance.

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

COUNT FIVE

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

5. On or about August 11, 2017, within the Eastern District of New York and elsewhere, the defendants DAVID WICKHAM, also known as “Wick” and “Dogg,” and KATELYN TRAMPLER, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing fentanyl, a Schedule II controlled substance.

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

COUNT SIX

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

6. On or about September 9, 2017, within the Eastern District of New York and elsewhere, the defendant DAVID WICKHAM, also known as “Wick” and “Dogg,” together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing fentanyl, a Schedule II controlled substance.

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

COUNT SEVEN

(Heroin and Fentanyl Distribution and
Possession of Heroin and Fentanyl with Intent to Distribute)

7. On or about October 27, 2017, within the Eastern District of New York and elsewhere, the defendants DAVID WICKHAM, also known as “Wick” and “Dogg,” and KATELYN TRAMPLER, together with others, did knowingly and intentionally distribute and possess with intent to distribute one or more controlled substances, which offense involved (a) a substance containing heroin, a Schedule I controlled substance, and (b) a substance containing fentanyl, a Schedule II controlled substance.

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

COUNT EIGHT

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

8. On or about November 30, 2017, within the Eastern District of New York and elsewhere, the defendants DAVID WICKHAM, also known as “Wick” and “Dogg,” and KATELYN TRAMPLER, together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved a substance containing fentanyl, a Schedule II controlled substance.

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

COUNT NINE

(Money Laundering Conspiracy)

9. In or about and between October 2017 and February 2018, both dates being approximate and inclusive, within the Eastern District of New York and elsewhere, the defendants DAVID WICKHAM, also known as “Wick” and “Dogg,” and CRYSTAL ROBERTS, also known as “Crystal Wickham,” together with others, did knowingly and intentionally conspire to transmit and transfer monetary instruments and funds, to wit: wire transfers, from one or more places in the United States to and through one or more places outside the United States (a) with the intent to promote the carrying on of specified unlawful activity, to wit: narcotics trafficking and importation, in violation of Title 21, United States Code, Sections 841(a)(1), 846, 952(a) and 963, and (b) knowing that the monetary instruments and funds involved in the transmissions and transfers would represent the proceeds of some form of unlawful activity, and that the transmissions and transfers would be designed in whole and in part to conceal and disguise the nature, the location, the source,

the ownership and the control of the proceeds of specified unlawful activity, to wit: narcotics trafficking and importation, in violation of Title 21, United States Code, Sections 841(a)(1), 846, 952(a) and 963, contrary to Title 18, United States Code, Sections 1956(a)(2)(A) and 1956(a)(2)(B)(i).

(Title 18, United States Code, Sections 1956(h) and 3551 et seq.)

COUNT TEN

(Felon in Possession of a Firearm)

10. On or about February 27, 2018, within the Eastern District of New York, the defendant DAVID WICKHAM, also known as “Wick” and “Dogg,” having previously been convicted in a court of a crime punishable by a term of imprisonment exceeding one year, did knowingly and intentionally possess in and affecting commerce a firearm, to wit: a Cobra Enterprises FS380 semi-automatic pistol.

(Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION
AS TO COUNTS ONE THROUGH EIGHT

11. The United States hereby gives notice to the defendants charged in Counts One through Eight that, upon their conviction of any such offenses, 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.

12. 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))

CRIMINAL FORFEITURE ALLEGATION
AS TO COUNT NINE

13. The United States hereby gives notice to the defendants charged in Count Nine that, upon their conviction of such offense, the government will seek forfeiture in accordance with Title 18, United States Code, Section 982(a)(1), which requires any person convicted of such offense to forfeit any property, real or personal, involved in such offense, or any property traceable to such property.

14. 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), as incorporated by Title 18, United States Code, Section 982(b)(1), 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, Sections 982(a)(1) and 982(b)(1); Title 21, United States Code, Section 853(p))

**CRIMINAL FORFEITURE ALLEGATION
AS TO COUNT TEN**

15. The United States hereby gives notice to the defendant charged in Count Ten that, upon his conviction of such offense, the government will seek forfeiture in accordance with Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c), which require the forfeiture of any firearm or ammunition involved in or used in any knowing violations of Title 18, United States Code, Section 922, including but not limited to one Cobra Enterprises FS380 semi-automatic pistol, recovered from 188-11 Tioga Drive, Saint Albans, New York 11412, on or about February 27, 2018.

16. If any of the above-described forfeitable 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 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 defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 18, United States Code, Section 924(d)(1); Title 21, United States Code, Section 853(p); Title 28, United States Code, Section 2461(c))

A TRUE BILL

FOREPERSON

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

BY:
ACTING UNITED STATES ATTORNEY
PURSUANT TO 28 C.F.R. O.136

No. 18-72

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

DAVID WICKHAM, also known as "Wick" and "Dogg,"
KATELYN TRAMPLER and CRYSTAL ROBERTS, also known as
"Crystal Wickham,"

Defendants.

SUPERSEDING INDICTMENT

(T. 21, U.S.C., §§ 841(a)(1), 841(b)(1)(B)(vi), 841(b)(1)(C), 846,
853(a) and 853(p); T. 18, U.S.C., §§ 2, 922(g)(1), 924(a)(2), 924(d)(1),
982(a)(1), 982(b)(1), 1956(h) and 3551 et seq.; T. 28, U.S.C.,
§ 2461(c))

A true bill

Foreperson

Filed in open court this ----- day,

of ----- A.D. 20 -----

Clerk

Bail, \$ -----

Nomi D. Berenson, Assistant U.S. Attorney (718) 254-6308