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U.S. DISTRICT COURT E.D.N.Y.

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BROOKLYN OFFICE

SD:FJN
F. #2017R02030 / OCDEF #NY-NYE-862

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
----- X

UNITED STATES OF AMERICA

INDICTMENT

- against -

YAMIL ABREU NAVARRO [REDACTED]
[REDACTED]
[REDACTED] [REDACTED] [REDACTED]

Defendants.

CR 20 0007
C. 20 U.S.C., §§ 841(a)(1),
841(b)(1)(A)(i), 853(a), 853(p), 959(a),
959(d), 960(a)(3), 960(b)(1)(A), 963
and 970; T. 18, U.S.C., §§ 2, 3238 and
3551 et seq.)

IRIZARRY, CH.J.

THE GRAND JURY CHARGES:

ORENSTEIN, M.J.

COUNT ONE

(International Heroin Distribution Conspiracy)

1. In or about and between November 2016 and December 2017, both dates being approximate and inclusive, within the extraterritorial jurisdiction of the United States, the defendants YAMIL ABREU NAVARRO [REDACTED] [REDACTED] [REDACTED] [REDACTED] together with others, did knowingly and intentionally conspire to distribute a controlled substance, intending, knowing and having reasonable cause to believe that such substance would be unlawfully imported into the United States from a place outside thereof, which offense involved a substance containing heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 959(a) and 960(a)(3). The amount of heroin involved in the conspiracy attributable to each defendant as a result of his

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own conduct, and the conduct of other conspirators reasonably foreseeable to him, was one kilogram or more of a substance containing heroin.

(Title 21, United States Code, Sections 963, 960(b)(1)(A) and 959(d); Title 18, United States Code, Sections 3238 and 3551 et seq.)

COUNT TWO

(International Distribution of Heroin)

2. On or about February 28, 2017, within the extraterritorial jurisdiction of the United States, the defendants YAMIL ABREU NAVARRO [REDACTED] [REDACTED] [REDACTED] [REDACTED] together with others, did knowingly and intentionally distribute a controlled substance, intending, knowing and having reasonable cause to believe that such substance would be unlawfully imported into the United States from a place outside thereof, which offense involved one kilogram or more of a substance containing heroin, a Schedule I controlled substance.

(Title 21, United States Code, Sections 959(a), 959(d), 960(a)(3) and 960(b)(1)(A); Title 18, United States Code, Sections 2, 3238 and 3551 et seq.)

COUNT THREE

(Possession of Heroin with Intent to Distribute)

3. On or about February 28, 2017, within the Southern District of New York, the defendants YAMIL ABREU NAVARRO [REDACTED] [REDACTED] [REDACTED] [REDACTED] together with others, did knowingly and intentionally distribute and possess with intent to distribute a controlled substance, which offense involved one kilogram or more of a substance containing heroin, a Schedule I controlled substance.

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

**CRIMINAL FORFEITURE ALLEGATION
AS TO COUNTS ONE AND TWO**

4. The United States hereby gives notice to the defendants that, upon their conviction of either of the offenses charged in Counts One and Two, the government will seek forfeiture in accordance with Title 21, United States Code, Sections 853(a) and 970, which require 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.

5. 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 defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 21, United States Code, Sections 853(a), 853(p) and 970)

CRIMINAL FORFEITURE ALLEGATION
AS TO COUNT THREE

6. The United States hereby gives notice to the defendants that, upon their conviction of the offense charged in Count Three, the government will seek forfeiture in accordance with Title 21, United States Code, Section 853(a), which requires any person convicted of such offense to forfeit: (a) any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of such offense; and (b) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offense including but not limited to:

7. 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

[REDACTED]

FOREPERSON

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

F. # 2017R02030 / OCDEF #NY-NYE-862

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

YAMIL ABREU NAVARRO

Defendants.

INDICTMENT

(T. 21, U.S.C., §§ 841(a)(1), 841(b)(1)(A)(i), 853(a), 853(p), 959(a), 959(d), 960(a)(3), 960(b)(1)(A), 963 and 970; T. 18, U.S.C., §§ 2, 3238 and 3551 *et seq.*)

A true bill.

Foreperson

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Francisco J. Navarro, Assistant U.S. Attorney (718) 254-6007