

JMS:LRO/AT
F. #2020R00961

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

1:21-cr-00465(PKC)(RER)

UNITED STATES OF AMERICA

SUPERSEDING
INDICTMENT

- against -

ROBERT RODRIGUEZ,
also known as "Chicho," and
RAYMUNDO HEYAIME SANCHEZ,

Defendants.

Cr. No. 21-465 (S-1) (PKC)
(T. 18, U.S.C., §§ 924(c)(1)(A)(i),
924(c)(1)(A)(ii), 924(d)(1),
981(a)(1)(C), 1951(a), 2 and 3551 et
seq.; T. 21, U.S.C., § 853(p); T. 28,
U.S.C., § 2461(c))

----- X

THE GRAND JURY CHARGES:

COUNT ONE
(Hobbs Act Robbery Conspiracy)

1. On or about July 3, 2020, within the Eastern District of New York and elsewhere, the defendants ROBERT RODRIGUEZ, also known as "Chicho," and RAYMUNDO HEYAIME SANCHEZ, together with others, did knowingly and intentionally conspire to obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from the owner of a check-cashing business located at 80-11 164th Street in Queens, New York (the "Check-Cashing Business").

(Title 18, United States Code, Sections 1951(a) and 3551 et seq.)

COUNT TWO
(Hobbs Act Robbery)

2. On or about July 3, 2020, within the Eastern District of New York and elsewhere, the defendants ROBERT RODRIGUEZ, also known as “Chicho,” and RAYMUNDO HEYAIME SANCHEZ, together with others, did knowingly and intentionally obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from the owner of the Check-Cashing Business.

(Title 18, United States Code, Sections 1951(a), 2 and 3551 et seq.)

COUNT THREE
(Possessing and Brandishing a Firearm During a Crime of Violence)

3. On or about or about July 3, 2020, within the Eastern District of New York and elsewhere, the defendants ROBERT RODRIGUEZ, also known as “Chicho,” and RAYMUNDO HEYAIME SANCHEZ, together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to a crime of violence, to wit: the crime charged in Count Two, and did knowingly and intentionally possess such firearms in furtherance of said crime of violence, one or more of which firearms was brandished.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 2 and 3551 et seq.)

COUNT FOUR
(Hobbs Act Robbery Conspiracy)

4. In or about September 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally conspire to obstruct, delay and affect commerce, and

the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from one or more customers of the Check-Cashing Business.

(Title 18, United States Code, Sections 1951(a) and 3551 et seq.)

COUNT FIVE
(Hobbs Act Robbery)

5. On or about September 2, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from John Doe #1, a customer of the Check-Cashing Business whose identity is known to the Grand Jury.

(Title 18, United States Code, Sections 1951(a), 2 and 3551 et seq.)

COUNT SIX
(Possessing and Brandishing a Firearm During a Crime of Violence)

6. On or about or about September 2, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to a crime of violence, to wit: the crime charged in Count Five, and did knowingly and intentionally possess such firearms in furtherance of said crime of violence, one or more of which firearms was brandished.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 2 and 3551 et seq.)

COUNT SEVEN
(Hobbs Act Robbery)

7. On or about September 3, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally obstruct, delay and affect commerce, and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from John Doe #2, a customer of the Check-Cashing Business whose identity is known to the Grand Jury.

(Title 18, United States Code, Sections 1951(a), 2 and 3551 et seq.)

COUNT EIGHT
(Possessing and Brandishing a Firearm During a Crime of Violence)

8. On or about or about September 3, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to a crime of violence, to wit: the crime charged in Count Seven, and did knowingly and intentionally possess such firearms in furtherance of said crime of violence, one or more of which firearms was brandished.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 2 and 3551 et seq.)

COUNT NINE
(Hobbs Act Robbery)

9. On or about September 9, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally obstruct, delay and affect commerce,

and the movement of articles and commodities in commerce, by robbery, to wit: the robbery of United States currency from John Doe #3, a customer of the Check-Cashing Business whose identity is known to the Grand Jury.

(Title 18, United States Code, Sections 1951(a), 2 and 3551 et seq.)

COUNT TEN

(Possessing and Brandishing a Firearm During a Crime of Violence)

10. On or about or about September 9, 2021, within the Eastern District of New York and elsewhere, the defendant ROBERT RODRIGUEZ, also known as “Chicho,” together with others, did knowingly and intentionally use and carry one or more firearms during and in relation to a crime of violence, to wit: the crime charged in Count Nine, and did knowingly and intentionally possess such firearms in furtherance of said crime of violence, one or more of which firearms was brandished.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 2 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION
AS TO COUNTS ONE, TWO, FOUR, FIVE, SEVEN AND NINE

11. The United States hereby gives notice to the defendants charged in Count One, Two, Four, Five, Seven and Nine that, upon their conviction of any such offenses, the government will seek forfeiture in accordance with: (a) 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 offenses to forfeit any property, real or personal, constituting or derived from proceeds obtained directly or indirectly as a result of such offenses; and (b) 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

violation of any criminal law of the United States, including but not limited to: two thousand, one-hundred, twenty-three dollars and zero cents (\$2,123.00) seized on or about September 14, 2021 in Brooklyn, New York.

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 18, United States Code, Sections 924(d)(1) and 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 THREE, SIX, EIGHT AND TEN**

13. The United States hereby gives notice to the defendants charged in Counts Three, Six, Eight, and Ten that, upon their conviction of any such offenses, 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 violation of Title 18, United States Code, Section 924.

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

A TRUE BILL


FOREPERSON


BREON PEACE
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

F.#. 2020R00961
FORM DBD-34
JUN. 85

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

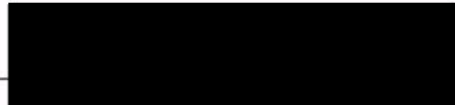
ROBERT RODRIGUEZ, *et al.*,

Defendants.

SUPERSEDING INDICTMENT

(T. 18, U.S.C., §§ 924(c)(1)(A)(i), 924(c)(1)(A)(ii), 924(d)(1),
981(a)(1)(C), 1951(a), 2 and 3551 et seq.; T. 21, U.S.C., § 853(p); T.
28, U.S.C., § 2461(c))

A true bill.



Foreperson

Filed in open court this _____ *day,*

of _____ *A.D. 20* _____

Clerk

Bail, \$ _____

*Lindsey R. Oken and Adam Toporovsky, Assistant U.S. Attorneys
(718) 254-7000*