

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	<b>:</b>	<b>CRIMINAL NO. 15-592</b>
<b>v.</b>	<b>:</b>	<b>DATE FILED: <u>April 14, 2016</u></b>
<b>VICTOR MORALES,</b>	<b>:</b>	<b>VIOLATIONS:</b>
<b>a/k/a "Self,"</b>	<b>:</b>	<b>18 U.S.C. § 1951(a) (conspiracy</b>
<b>LYTIC FAUNTLEROY,</b>	<b>:</b>	<b>to commit robbery which</b>
<b>a/k/a "Tiki,"</b>	<b>:</b>	<b>interferes with interstate</b>
<b>JACOB PABON</b>	<b>:</b>	<b>commerce - 1 count)</b>
<b>RUBEN TARRATS,</b>	<b>:</b>	<b>18 U.S.C. § 1951(a) (robbery</b>
<b>a/k/a "Loco,"</b>	<b>:</b>	<b>which interferes with interstate</b>
<b>ADRIAN TOSADO,</b>	<b>:</b>	<b>commerce - 7 counts)</b>
<b>a/k/a "AD,"</b>	<b>:</b>	<b>18 U.S.C. § 924(c)(1) (using and</b>
<b>JOSE RAPALO,</b>	<b>:</b>	<b>carrying a firearm during a crime</b>
<b>a/k/a "LJ,"</b>	<b>:</b>	<b>of violence – 7 counts)</b>
<b>KAIRASHAAD JOHNSON,</b>	<b>:</b>	<b>18 U.S.C. § 2 (aiding and abetting)</b>
<b>a/k/a "Boogie"</b>	<b>:</b>	<b>18 U.S.C. § 922(g)(1) (possession</b>
	<b>:</b>	<b>of a firearm by a convicted felon -</b>
	<b>:</b>	<b>1 count)</b>
		<b>Notice of forfeiture</b>

**SUPERSEDING INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

At all times relevant to this indictment:

1. Sun's Deli & Grocery, a convenience store located at 1341 Union Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from other states to Pennsylvania.
2. Norte 7<sup>th</sup> Market and Bakery, a convenience store located at 407 N 7<sup>th</sup> Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from

other states to Pennsylvania.

3. M&J Market, a convenience store located at 448 N 2<sup>nd</sup> Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from other states to Pennsylvania.

4. Betty Mini Market, a convenience store located at 922 Chew Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from other states to Pennsylvania.

5. 10<sup>th</sup> Street Market, a convenience store located at 802 N 10<sup>th</sup> Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from other states to Pennsylvania.

6. Dominguez Food Market, a convenience store located at 517 Gordon Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers food and other merchandise produced, purchased, and transported from other states to Pennsylvania.

7. Speedway, a gas station and convenience store located at 1043 Lehigh Street, Allentown, Pennsylvania, was a business engaged in and affecting interstate commerce by providing to customers gas, food and other merchandise produced, purchased, and transported from other states to Pennsylvania.

8. From on or about May 7, 2015, through on or about June 12, 2015, in

Allentown, in the Eastern District of Pennsylvania, and elsewhere, defendants

**VICTOR MORALES,  
a/k/a "Self,"  
LYTIC FAUNTLEROY,  
a/k/a "Tiki,"  
JACOB PABON,  
RUBEN TARRATS,  
a/k/a "Loco,"  
ADRIAN TOSADO,  
a/k/a "AD," and  
JOSE RAPALO,  
a/k/a "LJ,"**

conspired and agreed together and with others known and unknown to the grand jury, to commit robbery, which robberies unlawfully obstructed, delayed, and affected commerce, and the movement of articles and commodities in commerce, in that defendants VICTOR MORALES, LYTIC FAUNTLEROY, JACOB PABON, RUBEN TARRATS, ADRIAN TOSADO and JOSE RAPALO conspired to unlawfully take and obtain United States currency and other items of value from multiple businesses by entering the stores while they were open for business with firearms, and stealing cash, cigarettes, and phone cards from the stores and cash from customers, in the presence of the business owners, their employees, and customers, and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person and property, all in violation of Title 18, United States Code, Section 1951(a), (b)(1), and (b)(3).

**MANNER AND MEANS**

It was part of the conspiracy that:

9. Defendant VICTOR MORALES recruited and organized the convenience store robbery crews to steal by force and violence and the use of firearms, cash, cigarettes and phone cards, and arranged for some of the proceeds of the robberies to be allocated to a house fund

at 324 North Law Street, Allentown, Pennsylvania (the "Residence"), to pay rent for the Residence.

10. Defendants VICTOR MORALES, LYRIC FAUNTLEROY, JACOB PABON, RUBEN TARRATS, ADRIAN TOSADO and JOSE RAPALO used the Residence as a stash house from May 7, 2015 to June 12, 2015, to store firearms that were used by these defendants to conduct armed robberies in Allentown, Pennsylvania. Among others, the firearms stashed in the Residence were as follows: (i) a Bersa, Model Thunder 380, .380 caliber semiautomatic pistol bearing serial number: B51098; (ii) a Smith & Wesson, Model SW40GVE, .40 caliber semiautomatic pistol, bearing serial number RBA0822; and (iii) a Hi-Point, Model C9, 9mm semiautomatic pistol, with an obliterated serial number raised to read: P1878772.

11. To carry out the robberies of Sun's Deli & Grocery, Norte 7<sup>th</sup> Market and Bakery, M&J Market, Betty Mini Market, 10<sup>th</sup> Street Market, Dominguez Food Market and Speedway, the convenience stores and gas station listed in Paragraphs 1 through 7, defendants VICTOR MORALES, LYRIC FAUNTLEROY, JACOB PABON, RUBEN TARRATS, ADRIAN TOSADO, JOSE RAPALO, and KAIRASHAAD JOHNSON, charged elsewhere in this indictment, and persons known and unknown to the grand jury:

- a. wore masks, bandannas, gloves and hooded sweatshirts during the robberies to conceal their faces and identities to elude law enforcement;
- b. used firearms to terrorize the owners, employees and customers of the businesses in order to prevent them from interfering with the robberies and to enforce compliance with their demands;
- c. stole approximately \$5,000 in cash, cigarettes and phone cards through the

commission of armed robberies of the stores listed in paragraphs 1 through 7 above, and by placing the business owners, their employees and customers in fear of physical harm; and

- d. shared the proceeds of the robberies among themselves.

### **OVERT ACTS**

In furtherance of the conspiracy and to affect the object of the conspiracy, defendants VICTOR MORALES, LYRIC FAUNTLEROY, JACOB PABON, RUBEN TARRATS, ADRIAN TOSADO, and JOSE RAPALO, and persons known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

#### **The May 7, 2015 Sun's Deli & Grocery Robbery Allentown, Pennsylvania**

On or about May 7, 2015:

1. Defendant RUBEN TARRATS selected Sun's Deli & Grocery as a store to rob.
2. Defendants JACOB PABON, RUBEN TARRATS and ADRIAN TOSADO traveled from 324 N Law Street, Allentown, Pennsylvania to Sun's Deli & Grocery to rob Sun's Deli & Grocery.
3. Defendants JACOB PABON, ADRIAN TOSADO and RUBEN TARRATS, each armed with a firearm and disguised with a mask, entered Sun's Deli & Grocery through the front entrance.
4. Defendant JACOB PABON took by force and intimidation cash from a customer in the back of the store.
5. Defendants JACOB PABON, ADRIAN TOSADO and RUBEN

TARRATS held employees and customers at gunpoint inside Sun's Deli & Grocery while they stole, among other items, proceeds of the business from the store's register and cigarettes from behind the sales counter.

6. Defendants JACOB PABON, ADRIAN TOSADO and RUBEN TARRATS divided the proceeds of the robbery among themselves.

7. Defendants JACOB PABON, ADRIAN TOSADO and RUBEN TARRATS returned to the Residence and boasted of the robbery to defendants VICTOR MORALES and LYRIC FAUNTLEROY, displaying the spoils of their criminal activity, including cash and cigarettes.

**The May 7, 2015 Norte 7<sup>th</sup> Market and Bakery Robbery  
Allentown, Pennsylvania**

On or about May 7, 2015:

8. Having observed defendants JACOB PABON, RUBEN TARRATS and ADRIAN TOSADO boast of their earlier robbery of Sun's Deli & Grocery, defendant VICTOR MORALES told defendant LYRIC FAUNTLEROY it was their turn to rob a store.

9. Defendant VICTOR MORALES chose Norte 7<sup>th</sup> Market and Bakery as the store he and defendants LYRIC FAUNTLEROY and JACOB PABON would rob later that evening.

10. Defendants VICTOR MORALES, LYRIC FAUNTLEROY, and JACOB PABON walked from 324 N Law Street, Allentown, Pennsylvania to Norte 7th Market and Bakery to rob that convenience store.

11. Defendant ADRIAN TOSADO accompanied defendants VICTOR MORALES, LYRIC FAUNTLEROY, and JACOB PABON from 324 N Law Street to Norte 7<sup>th</sup>

Market and Bakery on a bicycle so that he could patrol the area of Norte 7<sup>th</sup> Market and Bakery to serve as a lookout before and during the robbery.

12. Defendants VICTOR MORALES, LYTIC FAUNTLEROY and JACOB PABON, each armed with a firearm and disguised with a mask, entered Norte 7th Market and Bakery through the front entrance, while defendant ADRIAN TOSADO remained outside the store serving as a lookout.

13. Upon entering Norte 7th Market and Bakery, at defendant VICTOR MORALES' direction, defendant LYTIC FAUNTLEROY jumped over the sales counter and held the clerk at gunpoint while demanding cash from the register.

14. Defendants VICTOR MORALES and JACOB PABON held employees and customers at gunpoint inside the Norte 7th Market and Bakery while defendant LYTIC FAUNTLEROY stole proceeds of the business from the store's register.

15. Defendants VICTOR MORALES, LYTIC FAUNTLEROY, JACOB PABON and ADRIAN TOSADO returned to the Residence and divided the proceeds of the robbery among themselves.

16. Defendant LYTIC FAUNTLEROY gave \$100 from his share of the robbery proceeds to defendant VICTOR MORALES to be used as rent for the Residence.

**The May 14, 2015 Betty Mini Market Robbery  
Allentown, Pennsylvania**

On or about May 14, 2015:

17. Defendant VICTOR MORALES directed defendants RUBEN TARRATS and JOSE RAPALO to rob Betty Mini Market.

18. Defendant JOSE RAPALO agreed to drive defendants VICTOR

MORALES and RUBEN TARRATS to Betty Mini Market to rob the store.

19. Defendant JOSE RAPALO drove defendants VICTOR MORALES and RUBEN TARRATS to Betty Mini Market and remained in the getaway car, parked in an alley next to the store, while defendants MORALES and TARRATS, each armed with a firearm and disguised with a mask, entered Betty Mini Market through the front entrance.

20. Defendants VICTOR MORALES and RUBEN TARRATS held employees and customers at gunpoint inside Betty Mini Market while they stole proceeds of the business from the store's register, as well as cash and a cellular telephone from two customers.

21. Defendants VICTOR MORALES and RUBEN TARRATS then fled Betty Mini Market and got in the getaway car parked in an alley next to the store.

22. Defendant JOSE RAPALO then drove defendants VICTOR MORALES and RUBEN TARRATS back to the Residence, where the defendants divided the proceeds of the robbery among themselves.

**The May 21, 2015 10<sup>th</sup> Street Market Robbery  
Allentown, Pennsylvania**

On or about May 21, 2015:

23. Defendants JACOB PABON and JOSE RAPALO communicated by cellular phone and discussed committing a robbery.

24. Defendant JOSE RAPALO agreed to drive defendants JACOB PABON and KAIRASHAAD JOHNSON, charged elsewhere in this indictment, to a robbery, and picked up defendants PABON and JOHNSON in a borrowed vehicle.

25. Defendant JACOB PABON selected 10<sup>th</sup> Street Market to rob.

26. Defendant JOSE RAPALO drove defendants JACOB PABON and



KAIRASHAAD JOHNSON to 10<sup>th</sup> Street Market and remained in the getaway car, serving as a lookout, while defendants PABON and JOHNSON, each disguised with a mask, entered 10<sup>th</sup> Street Market through the front entrance.

27. Defendant JACOB PABON entered 10<sup>th</sup> Street Market brandishing a firearm, while defendant KAIRASHAAD JOHNSON entered the market holding a bb gun.

28. Defendants JACOB PABON and KAIRASHAAD JOHNSON held employees and customers at gunpoint inside 10<sup>th</sup> Street Market while they stole proceeds of the business and phone cards from the store.

29. Defendant JOSE RAPALO then drove defendants JACOB PABON and KAIRASHAAD JOHNSON back to the Residence, where the defendants divided the proceeds of the robbery among themselves.

**The May 26, 2015 M&J Market Robbery  
Allentown, Pennsylvania**

On or about May 26, 2015:

30. Defendant VICTOR MORALES contacted defendant JOSE RAPALO and asked defendant RAPALO for a ride to commit a robbery.

31. Defendant JOSE RAPALO agreed to drive defendant VICTOR MORALES and others to a robbery and picked up defendant MORALES and defendants LYTIC FAUNTLEROY and RUBEN TARRATS at the Residence.

32. Defendant JOSE RAPALO drove defendants VICTOR MORALES, LYTIC FAUNTLEROY and RUBEN TARRATS to M&J Market in a borrowed vehicle and parked the car in an alley behind the store.

33. Defendant VICTOR MORALES distributed dark clothing and masks to

defendants LYTIC FAUNTLEROY and RUBEN TARRATS and instructed them to wear this clothing during the robbery of M&J Market.

34. Defendants VICTOR MORALES and JOSE RAPALO remained in the getaway car, serving as lookouts, while defendants LYTIC FAUNTLEROY and RUBEN TARRATS, each disguised with a mask and armed with a firearm, entered M&J Market through the front entrance.

35. Inside M&J Market, defendants LYTIC FAUNTLEROY and RUBEN TARRATS held employees and customers at gunpoint, while defendant FAUNTLEROY took proceeds of the business from the register and defendant TARRATS took cash from customers.

36. After forcibly taking cash from the register and from customers, defendants LYTIC FAUNTLEROY and RUBEN TARRATS returned to the getaway car, where defendants VICTOR MORALES and JOSE RAPALO were waiting for them while serving as lookouts.

37. Defendant JOSE RAPALO then drove defendants VICTOR MORALES, LYTIC FAUNTLEROY and RUBEN TARRATS back to the Residence, where the proceeds of the robbery were divided among the robbers.

**The May 26, 2015 Dominguez Food Market Robbery  
Allentown, Pennsylvania**

On or about May 26, 2015:

38. Having returned to the Residence after the M&J robbery, defendant VICTOR MORALES instructed defendants LYTIC FAUNTLEROY and RUBEN TARRATS to go to Dominguez Food Market and to rob this store.

39. Defendants LYTIC FAUNTLEROY and RUBEN TARRATS donned the clothing they had worn to rob M&J Market earlier that evening, including masks, and walked the

short distance from 324 N Law Street to Dominguez Food Market, where they entered the store through the front entrance, each brandishing a firearm.

40. Inside Dominguez Food Market, defendants LYTIC FAUNTLEROY and RUBEN TARRATS held an employee and a customer at gunpoint, while defendant TARRATS went behind the purchase counter and took proceeds of the business from the register and defendant FAUNTLEROY took cash from a customer.

41. After forcibly taking cash from the register and from a customer, defendants LYTIC FAUNTLEROY and RUBEN TARRATS fled Dominguez Food Market on foot and returned to the Residence, where they divided the proceeds of the robbery between themselves and defendant VICTOR MORALES.

**The May 29, 2015 Speedway Robbery  
Allentown, Pennsylvania**

On or about May 29, 2015:

42. Defendants LYTIC FAUNTLEROY and JACOB PABON communicated by cellular phone and discussed committing a robbery.

43. Defendant JACOB PABON selected Speedway to rob.

44. Defendant JACOB PABON drove defendants LYTIC FAUNTLEROY and RUBEN TARRATS in defendant PABON's white 1997 Nissan Maxima with Pennsylvania Registration JVC7128 to Speedway.

45. Defendant JACOB PABON remained in the Maxima serving as a lookout, while defendants LYTIC FAUNTLEROY and RUBEN TARRATS, each disguised with a mask and armed with a firearm, entered Speedway through the front entrance.

46. Inside Speedway, defendants LYTIC FAUNTLEROY and RUBEN

TARRATS held employees and customers at gunpoint, while defendant TARRATS went behind the purchase counter and took proceeds of the business from the register and defendant FAUNTLEROY took cash from a customer.

47. After forcibly taking cash from the register and from a customer, defendants LYTIC FAUNTLEROY and RUBEN TARRATS returned to the Maxima, where defendant JACOB PABON had been waiting for them while serving as a lookout.

48. Defendant JACOB PABON drove defendants LYTIC FAUNTLEROY and RUBEN TARRATS back to the Residence, where the defendants divided the proceeds of the robbery among themselves.

49. At the residence, defendant LYTIC FAUNTLEROY gave his share of the robbery proceeds to defendant VICTOR MORALES to be used as rent for the Residence.

All in violation of Title 18, United States Code, Section 1951(a).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 1 and 9 through 11, and Overt Acts 1 through 7 of Count One of this superseding indictment are incorporated here.

2. On or about May 7, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**JACOB PABON,  
RUBEN TARRATS,  
a/k/a, "Loco," and  
ADRIAN TOSADO,  
a/k/a, "AD,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants JACOB PABON, RUBEN TARRATS and ADRIAN TOSADO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$2,000 and other items, from Sun's Deli & Grocery located at 1341 Union Street, in Allentown, and from customers of Sun's Deli & Grocery, in the presence of employees and customers of Sun's Deli & Grocery and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of Sun's Deli & Grocery, by brandishing and using firearms to threaten and control the victims to steal cash and other things of value from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. Paragraphs 1 and 9 through 11, and Overt Acts 1 through 7 of Count One of this superseding indictment are incorporated here.

2. On or about May 7, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**JACOB PABON,  
RUBEN TARRATS,  
a/k/a, "Loco," and  
ADRIAN TOSADO,  
a/k/a, "AD,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Two of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 2 and 9 through 11, and Overt Acts 8 through 16 of Count One of this superseding indictment are incorporated here.

2. On or about May 7, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki,"  
JACOB PABON, and  
ADRIAN TOSADO,  
a/k/a, "AD,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants VICTOR MORALES, LYTIC FAUNTLEROY, JACOB PABON and ADRIAN TOSADO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$600, from Norte 7<sup>th</sup> Market and Bakery, located at 407 North 7<sup>th</sup> Street, in Allentown, in the presence of employees and customers of Norte 7th Market and Bakery and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of Norte 7th Market and Bakery, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 2 and 9 through 11, and Overt Acts 8 through 16 of Count One of this superseding indictment are incorporated here.

2. On or about May 7, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki,"  
JACOB PABON,  
ADRIAN TOSADO, and  
a/k/a, "AD,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Four of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.



**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 4 and 9 through 11, and Overt Acts 17 through 22 of Count One of this superseding indictment are incorporated here.

2. On or about May 14, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
RUBEN TARRATS,  
a/k/a, "Loco," and  
JOSE RAPALO,  
a/k/a, "LJ,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants VICTOR MORALES, RUBEN TARRATS and JOSE RAPALO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$500 and other items, from Betty Mini Market, located at 922 Chew Street, in Allentown, and from customers of Betty Mini Market, in the presence of employees and customers of Betty Mini Market and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of Betty Mini Market, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 4 and 9 through 11, and Overt Acts 17 through 22 of Count One of this superseding indictment are incorporated here.

2. On or about May 14, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
RUBEN TARRATS,  
a/k/a, "Loco," and  
JOSE RAPALO,  
a/k/a, "LJ,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Six of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

## COUNT EIGHT

### THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 5 and 9 through 11, and Overt Acts 23 through 29 of Count One of this superseding indictment are incorporated here.

2. On or about May 21, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**JACOB PABON,  
JOSE RAPALO,  
a/k/a, "LJ," and  
KAIRASHAAD JOHNSON,  
a/k/a, "Boogie,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants JACOB PABON, JOSE RAPALO and KAIRASHAAD JOHNSON unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$300 and other items, from 10<sup>th</sup> Street Market, located at 802 North 10<sup>th</sup> Street, in Allentown, in the presence of employees and customers of 10<sup>th</sup> Street Market and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of 10<sup>th</sup> Street Market, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT NINE**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 5 and 9 through 11, and Overt Acts 23 through 29 of Count One of this superseding indictment are incorporated here.

2. On or about May 21, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**JACOB PABON,  
JOSE RAPALO,  
a/k/a, "LJ," and  
KAIRASHAAD JOHNSON,  
a/k/a, "Boogie,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Eight of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

## COUNT TEN

### THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Paragraphs 3 and 9 through 11, and Overt Acts 30 through 37 of Count One of this superseding indictment are incorporated here.

2. On or about May 26, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki,"  
RUBEN TARRATS,  
a/k/a, "Loco," and  
JOSE RAPALO,  
a/k/a, "LJ,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants VICTOR MORALES, LYTIC FAUNTLEROY, RUBEN TARRATS and JOSE RAPALO unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$250, from M&J Market, located at 448 North 2<sup>nd</sup> Street, in Allentown, and from customers of M&J Market, in the presence of employees and customers of M&J market and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of M&J Market, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT ELEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 3 and 9 through 11, and Overt Acts 30 through 37 of Count One of this superseding indictment are incorporated here.

2. On or about May 26, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki,"  
RUBEN TARRATS,  
a/k/a, "Loco," and  
JOSE RAPALO,  
a/k/a, "LJ,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Ten of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT TWELVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 6 and 9 through 11, and Overt Acts 38 through 41 of Count One of this superseding indictment are incorporated here.

2. On or about May 26, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki," and  
RUBEN TARRATS,  
a/k/a, "Loco,"**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants VICTOR MORALES, LYTIC FAUNTLEROY and RUBEN TARRATS unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$80, from Dominguez Food Market, located at 517 West Gordon Street, in Allentown, and from customers of Dominguez Food Market, in the presence of employees and customers of Dominguez Food Market and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of Dominguez Food Market, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT THIRTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times material to this indictment:

1. Paragraphs 6 and 9 through 11, and Overt Acts 38 through 41 of Count One of this superseding indictment are incorporated here.

2. On or about May 26, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**VICTOR MORALES,  
a/k/a, "Self,"  
LYTIC FAUNTLEROY,  
a/k/a, "Tiki," and  
RUBEN TARRATS,  
a/k/a, "Loco,"**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Twelve of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.



**COUNT FOURTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times relevant to this indictment:

1. Paragraphs 7 and 9 through 11, and Overt Acts 42 through 49 of Count One of this superseding indictment are incorporated here.

2. On or about May 29, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**LYTIC FAUNTLEROY,  
a/k/a "Tiki,"  
JACOB PABON, and  
RUBEN TARRATS,  
a/k/a, "Loco,**

obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, and attempted to do so, by robbery, in that, defendants LYTIC FAUNTLEROY, JACOB PABON and RUBEN TARRATS unlawfully took and obtained, and aided and abetted the unlawful taking and obtaining of, property, that is, U.S. currency valued at approximately \$100, from Speedway located at 1043-45 Lehigh Street, in Allentown, and from a customer of Speedway, in the presence of employees and customers of Speedway and against their will, by means of actual and threatened force, violence, and fear of injury, immediate and future to the employees and customers of Speedway, by brandishing and using firearms to threaten and control the victims to steal cash from them.

In violation of Title 18, United States Code, Sections 1951(a) and 2.

**COUNT FIFTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

At all times relevant to this indictment:

1. Paragraphs 7 and 9 through 11, and Overt Acts 42 through 49 of Count One of this superseding indictment are incorporated here.

2. On or about May 29, 2015, in Allentown, in the Eastern District of Pennsylvania, defendants

**LYTIC FAUNTLEROY,  
a/k/a "Tiki,"  
JACOB PABON, and  
RUBEN TARRATS,  
a/k/a, "Loco,**

knowingly used and carried, and aided and abetted the use and carrying of, firearms during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, robbery which interferes with interstate commerce, as charged in Count Fourteen of this superseding indictment, and brandished, and aided and abetted the brandishing of, these firearms.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**COUNT SIXTEEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about June 12, 2015, in Allentown, in the Eastern District of Pennsylvania,  
defendant

**VICTOR MORALES,  
a/k/a "Self,"**

having been convicted in a court of the State of New Jersey of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Smith and Wesson, Model SW40GVE, .40 caliber semi-automatic pistol, serial number: RBA0822, loaded with thirteen live rounds of ammunition in the magazine and one live round in the chamber.

In violation of Title 18, United States Code, Section 922(g)(1).

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**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violations of Title 18, United States Code, Sections 1951(a), 924(c)(1), 2 and 922(g)(1), set forth in this indictment, defendants

**VICTOR MORALES,  
a/k/a "Self,"  
LYTIC FAUNTLEROY,  
a/k/a "Tiki,"  
JACOB PABON,  
RUBEN TARRATS,  
a/k/a "Loco,"  
ADRIAN TOSADO,  
a/k/a "AD,"  
JOSE RAPALO,  
a/k/a "LJ," and  
KAIRASHAAD JOHNSON,  
a/k/a "Boogie,"**

shall forfeit to the United States of America the firearms and ammunition involved in the commission of these violations, including, but not limited to: (i) one Smith and Wesson, Model SW40GVE, .40 caliber semiautomatic pistol, serial number: RBA0822; (ii) one Bersa, Model Thunder 380, .380 caliber semiautomatic pistol, serial number: B51098; and (iii) one Hi-Point, Model C9, 9mm semiautomatic pistol, with an obliterated serial number raised to read: P1878772.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

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**GRAND JURY FOREPERSON**

*Christine S. Ayer for*

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**ZANE DAVID MEMEGER**  
**United States Attorney**