

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

UNITED STATES OF AMERICA	:	CRIMINAL NO. 10-677
v.	:	DATE FILED: December 8, 2010
ADAM SCOTT	:	VIOLATIONS:
VINCENT MARCHANT	:	21 U.S.C. § 846 (conspiracy to distribute
	:	500 grams or more of cocaine and 28
	:	grams or more of cocaine base ("crack") -
	:	1 count)
	:	21 U.S.C. § 841(a)(1) (distribution of
	:	cocaine - 5 counts)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute cocaine base ("crack")
	:	- 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with
	:	intent to distribute cocaine - 1 count)
	:	21 U.S.C. § 841(a)(1) (distribution of 28
	:	grams or more of cocaine base ("crack")
	:	- 1 count)
	:	18 U.S.C. § 924(c) (possession of a firearm
	:	in furtherance of drug trafficking - 1
	:	count)
	:	18 U.S.C. § 922(g)(1) (convicted felon in
	:	possession of a firearm - 1 count)
	:	Notice of forfeiture

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From on or about April 15, 2010, through on or about June 2, 2010,
in West Chester, in the Eastern District of Pennsylvania, defendants

**ADAM SCOTT and
VINCENT MARCHANT**

conspired and agreed, together and with others known and unknown to the grand jury, to

knowingly and intentionally distribute, and possess with the intent to distribute, controlled substances, that is, 500 grams or more of a mixture and substance containing a detectable amount of cocaine, and 28 grams or more of a mixture and substance containing a detectable amount of cocaine base (“crack”), both Schedule II controlled substances, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

MANNER AND MEANS

It was a part of the conspiracy that:

The Conspirators

1. Defendant ADAM SCOTT was the leader of a cocaine and crack cocaine distribution group, which included defendant VINCENT MARCHANT and others known and unknown to the grand jury.

2. Defendant ADAM SCOTT obtained kilograms of cocaine from suppliers, within the Eastern District of Pennsylvania and elsewhere, and converted, and had others convert, some of the cocaine into crack cocaine.

3. Defendant ADAM SCOTT distributed cocaine and crack cocaine to VINCENT MARCHANT and others known and unknown to the grand jury. On occasion, defendant SCOTT fronted cocaine to defendant MARCHANT for payment later.

4. Defendant VINCENT MARCHANT distributed cocaine to others known and unknown to the grand jury.

Cocaine Distribution Methods

5. Defendant ADAM SCOTT used vehicles with hidden compartments to transport cocaine in order to evade detection by law enforcement authorities.

6. Defendants ADAM SCOTT and VINCENT MARCHANT used cellular telephones to arrange cocaine and crack cocaine sales and deliveries.

The Stash Locations

7. Defendant ADAM SCOTT stored cocaine and crack cocaine at his residence located at 215 North Everhart Road, Apartment 2C, in Coatesville, Pennsylvania.

8. Defendant VINCENT MARCHANT stored cocaine and crack cocaine at his residence located at 109 Spring Lane, in West Chester, Pennsylvania.

9. Defendant ADAM SCOTT stored a firearm at his residence.

OVERT ACTS

In furtherance of the conspiracy, and to accomplish its objects, defendants ADAM SCOTT and VINCENT MARCHANT, and others known and unknown to the grand jury, committed the following overt acts, among others, in West Chester, in the Eastern District of Pennsylvania, and elsewhere:

1. On or about October 2, 2009, defendant VINCENT MARCHANT sold cocaine to a person known to the grand jury (“Person #1”).

2. On or about November 13, 2009, defendant VINCENT MARCHANT sold cocaine to Person #1.

3. On or about December 9, 2009, defendant VINCENT MARCHANT sold cocaine to Person #1.

4. On or about January 19, 2010, defendant VINCENT MARCHANT sold cocaine to Person #1.

5. On or about April 12, 2010, defendant VINCENT MARCHANT sold cocaine to Person #1.

6. On or about May 7, 2010, defendant ADAM SCOTT sold crack cocaine to defendant VINCENT MARCHANT.

7. On or about June 2, 2010, at 109 Spring Lane, in West Chester, defendant VINCENT MARCHANT possessed with the intent to distribute cocaine and crack cocaine.

8. On or about September 16, 2010, at 215 North Everhart Road, Apartment 2C, in Coatesville, defendant ADAM SCOTT:

- a. possessed with the intent to distribute crack cocaine; and
- b. possessed a Keltec P32, .32 caliber handgun, serial number CNQ29, and drug paraphernalia, including digital scales and baggies for packaging drugs, and approximately \$29,000 in cash.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 2, 2009, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally distributed a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 13, 2009, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally distributed a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 9, 2009, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally distributed a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 19, 2010, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally distributed a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 12, 2010, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally distributed a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 7, 2010, in West Chester, in the Eastern District of Pennsylvania, defendant

ADAM SCOTT

knowingly and intentionally distributed 28 grams or more of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(B).

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 2, 2010, in West Chester, in the Eastern District of Pennsylvania, defendant

VINCENT MARCHANT

knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of cocaine, and a mixture and substance containing a detectable amount of cocaine base (“crack”), each a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 16, 2010, in the Eastern District of Pennsylvania,
defendant

ADAM SCOTT

knowingly and intentionally possessed with intent to distribute a mixture and substance
containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 16, 2010, in the Eastern District of Pennsylvania,
defendant

ADAM SCOTT

knowingly possessed a firearm, that is, a Keltec P32, .32 caliber handgun, serial number CNQ29, with a loaded magazine, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute cocaine base (“crack”), in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 16, 2010, in the Eastern District of Pennsylvania,
defendant

ADAM SCOTT,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed, in and affecting interstate commerce, a firearm, that is, a Keltec P32, .32 caliber handgun, serial number CNQ29, with a loaded magazine.

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

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

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

ADAM SCOTT

shall forfeit to the United States of America the firearm and ammunition involved in the commission of such offenses, including, but not limited to:

- (a) a Keltec P32, .32 caliber handgun, serial number CNQ29, with a loaded magazine.

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

2. As a result of the violations of Title 21, United States Code, Sections 846 and 841(a)(1), as set forth in this superseding indictment, defendants

**ADAM SCOTT and
VINCENT MARCHANT**

shall forfeit to the United States of America the following:

- (a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses, including but not limited to:
 - (i) a Keltec P32, .32 caliber handgun, serial number CNQ29; and
 - (b) any property constituting, or derived from, proceeds obtained directly or indirectly from the commission of such offenses.

3. If any of the property subject to forfeiture, 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 with out 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 property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

GRAND JURY FOREPERSON

**ZANE DAVID MEMEGER
UNITED STATES ATTORNEY**