

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

2019 FEB 21 PM 3:27

UNITED STATES OF AMERICA

v.

CASE NO. 8:19cr73T24CPT  
21 U.S.C. § 846  
21 U.S.C. § 841

JOAMARY ROSARIO

INDICTMENT

The Grand Jury charges:

COUNT ONE

Beginning on an unknown date, but not later than on or about November 6, 2018, and continuing through on or about November 7, 2018, in the Middle District of Florida, the defendant,

JOAMARY ROSARIO,

did knowingly and willfully conspire with other persons, both known and unknown to the Grand Jury, to possess with the intent to distribute and to distribute a controlled substance. The violation involved a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, a quantity of a mixture and substance containing a detectable amount of acetyl fentanyl, a Schedule I controlled substance, and a quantity of a mixture and substance containing a detectable amount of fentanyl, a Schedule II

controlled substance.

All in violation of 21 U.S.C. §§ 846 and 841(b)(1)(C).

**COUNT TWO**

On or about November 6, 2018, in the Middle District of Florida, the  
defendant,

JOAMARY ROSARIO,

did knowingly and intentionally distribute a controlled substance, the use of  
which by G.S. resulted in serious bodily injury and death to G.S., which  
violation involved a mixture and substance containing a detectable amount of  
heroin, a Schedule I controlled substance, a quantity of a mixture and substance  
containing a detectable amount of acetyl fentanyl, a Schedule I controlled  
substance, and a quantity of a mixture and substance containing a detectable  
amount of fentanyl, a Schedule II controlled substance.

All in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C), and 18 U.S.C.  
§ 2.

**COUNT THREE**

On or about November 7, 2018, in the Middle District of Florida, the  
defendant,

JOAMARY ROSARIO,

did knowingly and intentionally possess with intent to distribute a controlled

substance, which violation involved a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, a quantity of a mixture and substance containing a detectable amount of acetyl fentanyl, a Schedule I controlled substance, and a quantity of a mixture and substance containing a detectable amount of fentanyl, a Schedule II controlled substance.

All in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C), and 18 U.S.C.

§ 2.

### **FORFEITURES**

1. The allegations contained in Counts One through Three of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeiture under 21 U.S.C. § 853.

2. Upon conviction of any of the violations alleged in this Indictment, punishable by imprisonment for more than one year, the defendant,

JOAMARY ROSARIO,

shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of such violations; and property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of such violations.

3. If any of the property described above, as a result of any act or omission of the defendant:

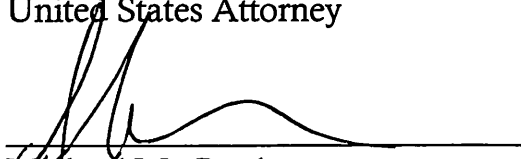
- a. Cannot be located upon the exercise of due diligence;
- b. Has been transferred or sold to, or deposited with, a third party;
- c. Has been placed beyond the jurisdiction of the Court;
- d. Has been substantially diminished in value; or
- e. Has been comingled with other property which cannot be divided without difficulty,

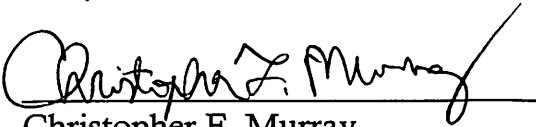
the United States of America shall be entitled to forfeiture of substitute property under 21 U.S.C. § 853(p).

A TRUE BILL,

  
\_\_\_\_\_  
Foreperson

MARIA CHAPA LOPEZ  
United States Attorney

By:   
\_\_\_\_\_  
Michael M. Gordon  
Assistant United States Attorney

By:   
\_\_\_\_\_  
Christopher F. Murray  
Assistant United States Attorney  
Chief, Violent Crimes and Narcotics Section

No.

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**UNITED STATES DISTRICT COURT**  
Middle District of Florida  
Tampa Division

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THE UNITED STATES OF AMERICA

vs.

JOAMARY ROSARIO

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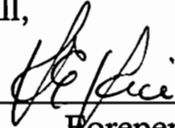
**INDICTMENT**

Violations: 21 U.S.C. § 846  
21 U.S.C. § 841

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A true bill,



Foreperson

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Filed in open court this 21st day  
of February, 2019.

\_\_\_\_\_  
Clerk

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Bail \$ \_\_\_\_\_

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