

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

JAN 26 2017

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

v.

CR17

44 VC

WEN BING LEI, a/k/a "RAYMOND LEI," a/k/a "BLACK
RAYMOND," a/k/a "SKINNY RAYMOND,"

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 1959(a)(1) - Murder in Aid of Racketeering

A true bill.

Karen Williams

Foreman

Filed in open court this 26 day of

January 2017

M. Lozenski

Melinda Lozenski

Clerk

SALLIE KIM

United States Magistrate Judge

NO PROCESS

Bail, \$ _____

Sallie Kim

AO 257 (Rev. 8/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 1959(a)(1) - Murder in Aid of Racketeering Petty
 Minor
 Misdemeanor
 Felony

PENALTY: Not less than life imprisonment;
Not more than \$250,000 fine; and
\$100 special assessment

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION
CLERK, SUSAN Y. SOONG
JAN 26 2017

DEFENDANT - U.S.

WEN BING LEI, a/k/a "RAYMOND LEI,"
a/k/a "BLACK RAYMOND," a/k/a "SKINNY RAYMOND"

DISTRICT COURT NUMBER

CR17

44 VC

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

person is awaiting trial in another Federal or State Court,
give name of court

this person/proceeding is transferred from another district
per (circle one) FRCrp 20, 21, or 40. Show District

this is a re prosecution of
charges previously dismissed
which were dismissed on motion
of: U.S. ATTORNEY DEFENSE } SHOW
DOCKET NO.

this prosecution relates to a
pending case involving this same
defendant } MAGISTRATE
CASE NO.

prior proceedings or appearance(s)
before U.S. Magistrate regarding this
defendant were recorded under }

Name and Office of Person
Furnishing Information on this form BRIAN J. STRETCH
 U.S. Attorney Other U.S. Agency

Name of Assistant U.S.
Attorney (if assigned) WILLIAM FRENTZEN

IS NOT IN CUSTODY

- Has not been arrested, pending outcome this proceeding.
- 1) If not detained give date any prior summons was served on above charges
 - 2) Is a Fugitive
 - 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction } Federal State
- 6) Awaiting trial on other charges
If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not
DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

Bail Amount: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

FILED

JAN 26 2017

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VC

44

1 BRIAN J. STRETCH (CABN 163973)
2 United States Attorney

3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN FRANCISCO DIVISION

7 UNITED STATES OF AMERICA,)

8 v.)

9 WEN BING LEI, a/k/a "RAYMOND LEI,")
10 a/k/a "BLACK RAYMOND," a/k/a "SKINNY)
11 RAYMOND,")

12 Defendant.)
13)
14)
15)
16)
17)
18)

CRIMINAL NO. CR

CR17
INDICTMENT

VIOLATIONS –
18 U.S.C. § 1959(a)(1) – Murder in Aid of
Racketeering

19 INDICTMENT

20 The Grand Jury charges:

21 COUNT ONE: (18 U.S.C. § 1959(a)(1) – Murder in Aid of Racketeering)

22 The Racketeering Enterprise

23 1. The Chee Kung Tong, also known as "Gee Kung Tong," also known as "Supreme Lodge
24 Chinese Freemasons of the World," also known as the "CKT," was a predominantly Chinese American
25 association based in Chinatown, in the City and County of San Francisco, whose members operated in
26 the City and County of San Francisco and elsewhere, and whose activities affected other parts of the
27 United States. The members of CKT primarily conducted their activities in the Bay Area, centered in
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1 the cities of San Francisco and Oakland. CKT existed since at least the late 1800s. The roots of the
2 CKT were the Hung Mun societies in China, which were formed largely to overthrow the Qing Dynasty
3 in China. Members of the Hung Mun groups formed new organizations in America as their members
4 migrated from China, including CKT. CKT was formed primarily for civic purposes to benefit the
5 communities of Chinese immigrants and Chinese Americans and to protect them from abuse by other
6 Americans, as well as to continue supporting overthrow of the Qing Dynasty from afar. Over the years,
7 CKT developed both positive legal community functions and activities and criminal functions and
8 activities. Some members of CKT were strictly involved in legal functions and activities of CKT. Other
9 members were also involved in illegal activities. The CKT had chapters in many different North
10 American cities so that there were chapters around the country and in other countries. The Hop Sing
11 Tong in San Francisco's Chinatown, also known as "HST" similarly formed as a fraternal organization
12 dedicated to the community of Chinese immigrants and Chinese Americans. The HST also maintained
13 chapters in other North American cities. Over the years, the HST also developed both positive legal
14 community functions and activities and criminal functions and activities. The CKT acted as an
15 "umbrella" organization in relation to the HST such that the Dragonhead of the CKT had influence over
16 the leadership and activities of the HST.

17 2. There were leaders of CKT. The Dragonhead of CKT was feared and respected, and the
18 directions from the Dragonhead were followed by other members. There was a President, Vice
19 Presidents, Directors, Supervisors, Secretaries, officers of Finance, Society Head, Consultants, and other
20 positions. There were leaders or "bosses," sometimes referred to as "Dai Lo," literally referring to "big
21 brother" but signifying a boss within CKT. Below the leaders were "soldiers," those members who have
22 been prepared and known to commit violence on behalf of the group and to protect each other. There
23 were also CKT members who dealt narcotics or engaged in other forms of criminal activity. There were
24 also associates of CKT who were not members, but who engaged with the members in conducting
25 certain illegal activities. There were also leaders and officers of the HST. The Dragonhead of the CKT,
26 as an umbrella organization to the HST, held a position of influence in the selection of leaders for the
27 HST and in the activities of the HST. At one time, the Dragonhead of the CKT also held the leadership
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1 position of the HST. Some individuals were members of both Tong.

2 3. Leaders, members, and associates of the CKT and HST constituted an “enterprise” as
3 defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in
4 fact that was engaged in, and its activities affected, interstate and foreign commerce. The enterprise
5 (hereafter collectively referred to as “CKT”) constituted an ongoing organization whose members
6 functioned as a continuing unit that had a common purpose of achieving the objectives of the enterprise.

7 4. Some members of CKT received titles and corresponding Triad numbers. The Triads
8 were international criminal organizations based in China. Examples include the “Dragonhead” or
9 “General” with a corresponding number of “489”; “red pole” or “red stick,” or “enforcer” or “soldier”
10 with a corresponding number of “426”; “white paper fan,” or “organizer,” with a corresponding number
11 of “415”; and ordinary or normal members with a corresponding number of “49.” Members of the CKT
12 with corresponding Triad numbers were familiar with Triad handshakes and hand signs used to identify
13 other individuals with Triad status.

14 5. Members of CKT were expected to protect the name, reputation, and status of the group
15 and its individual members from harm, insult, or disrespect by members of rival groups and other
16 persons. CKT members required that all individuals show respect and deference to the group, its
17 membership and associates. To protect the group and to enhance its reputation, CKT members were
18 expected to use any means necessary to force respect from those who showed disrespect, including acts
19 of intimidation and violence.

20 6. Members of CKT engaged in criminal activity, including narcotics distribution, assault,
21 robbery, extortion, collection of unlawful debt, murder for hire, money laundering, trafficking in stolen
22 goods, illegal firearms possession, and obstruction of justice. CKT members committed and threatened
23 to commit acts of violence to maintain and enhance membership and discipline within the enterprise,
24 including violence against rival group members, those perceived to be rival group members, rivals in
25 general, those who disrespected or committed violence against CKT members, as well as CKT members
26 and associates who violated the rules of the enterprise.

27 7. CKT members communicated about activities with other CKT members using mobile
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1 telephones, telephone text messages, and other modes of electronic and wire communications.

2 Purposes of the Enterprise

3 8. The purposes of the CKT enterprise, including its members and associates, included, but
4 were not limited to, the following:

5 a. Preserving and protecting the power, territory, reputation, and profits of the enterprise, its
6 members, and associates, through the use of security, intimidation, violence, threats of violence, and
7 assaults;

8 b. Organizing and carrying out shows of strength and intimidation, assaults, and other
9 violence when perceived as necessary for the good of the enterprise and members and associates of the
10 enterprise;

11 c. Promoting and enhancing the enterprise and the activities of its members and associates,
12 including, but not limited to, murder, narcotics trafficking, trafficking in stolen goods, trafficking in
13 contraband cigarettes, firearms trafficking, money laundering, extortion, and other criminal activities;

14 d. Providing financial support and information to CKT members;

15 e. Maintaining peace and stability between CKT members by resolving disputes between
16 members; and

17 f. Providing assistance to other CKT members who committed crimes for and on behalf of
18 the group, to hinder, obstruct, and prevent law enforcement officers from identifying the offenders,
19 apprehending the offenders, and successfully prosecuting and punishing the offenders.

20 The Means and Methods of the Enterprise

21 9. The means and methods by which the defendants and other members and associates of
22 the CKT conducted and participated in the conduct of the affairs of CKT included, but were not limited
23 to:

24 a. Members and Associates of CKT protected and expanded the enterprise's criminal
25 operation by committing, attempting, and threatening to commit violence, including murder, solicitation
26 to commit murder, assaults, intimidation, and threats of violence directed against those who would act
27 against CKT and its members and associates;

1 b. Members of CKT promoted a climate of fear through intimidation, violence, and threats
2 of violence intended to promote the authority of the enterprise and its members and associates and
3 insulate its members and associates from prosecution for the criminal actions of the enterprise; and

4 c. Members and associates of CKT used the enterprise to commit criminal activities on
5 behalf of the enterprise and its members and associates.

6 10. It was part of the means and methods of the enterprise that the defendants and other
7 members and associates of CKT discussed with other members and associates of CKT, among other
8 things, the membership and rules of CKT; the status of CKT members and associates to the enterprise;
9 the disciplining of CKT members; CKT members' encounters with law enforcement; plans and
10 agreements regarding the commission of future crimes, including murder, solicitation to commit murder,
11 extortion, narcotics trafficking, trafficking in stolen goods, trafficking in contraband cigarettes, money
12 laundering, illegal possession of firearms, pimping, and assault, as well as ways to conceal these crimes;
13 and the enforcement of the rules of CKT.

14 11. It was further part of the means and methods of the enterprise that the defendants and
15 other members and associates of CKT agreed that acts of violence, including murder, threats, and
16 assault, would be committed by members and associates of CKT against those who would do harm to
17 their members and associates, and others when it suited the enterprise's purposes.

18 12. It was further part of the means and methods of the enterprise that the defendants and
19 other members and associates of CKT agreed to distribute narcotics, to commit robbery, extortion,
20 trafficking in stolen property, trafficking in contraband cigarettes, money laundering, murder for hire,
21 pimping, and other crimes, and to conceal their criminal activities by obstructing justice, threatening and
22 intimidating witnesses, and other means.

23 13. The CKT enterprise, through its members and associates, engaged in racketeering
24 activity, as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), that is, multiple
25 acts involving dealing in controlled substances, in violation of 21 U.S.C. Sections 841(a)(1) and 846;
26 multiple acts indictable under 18 U.S.C. Section 894 (extortionate collection of unlawful debt); multiple
27 acts indictable under 18 U.S.C. Section 1956 (money laundering); multiple acts indictable under 18
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1 U.S.C. Section 1512 (obstruction of justice); multiple acts indictable under 18 U.S.C. Sections 2314 and
2 2315 (interstate sale of stolen property and receipt of property stolen in interstate commerce); multiple
3 acts indictable under 18 U.S.C. Section 1958 (murder for hire); and multiple acts involving murder and
4 robbery in violation of California law.

5 14. On or about February 27, 2006, in the Northern District of California, as consideration
6 for the receipt of, and as consideration for a promise and agreement to pay, anything of pecuniary value
7 from the CKT, and for the purpose of gaining entrance to and maintaining and increasing position in the
8 CKT, an enterprise engaged in racketeering activity, the defendant,

9 WEN BING LEI,
10 a/k/a "Raymond Lei,"
11 a/k/a "Black Raymond,"
12 a/k/a "Skinny Raymond,"

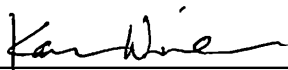
13 together with others known and unknown to the Grand Jury, and aided and abetted each by the other, did
14 unlawfully, knowingly, and intentionally, and with malice aforethought, commit and cause the murder
15 of Allen Leung, in violation of California Penal Code Section 187, 188, and 189.

16 All in violation of Title 18, United States Code, Sections 1959(a)(1) and 2.

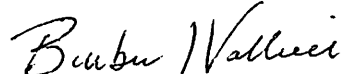
17 DATED:

18 1/26/17

A TRUE BILL

19 
20 FOREPERSON

21 BRIAN J. STRETCH
22 United States Attorney

23 
24 BARBARA J. VALLIERE
25 Chief, Criminal Division

26 (Approved as to form:

27 
28 AUSA WILLIAM FRENTZEN