

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA

v.

JOSHUA MOORE (“Big Moe” and “Big Guy”),
JOHN HEARD, (“Bird”),
EARNEST GREENE, (“Ernie”),
JOSE FONTANEZ (“Joey Crack”), and
ANTONIO MAXEY (“Tone”)

CASE NUMBER:

UNDER SEAL

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

Beginning no later than in or about February 2019 and continuing to on or about June 20, 2019, in the Northern District of Illinois and elsewhere, the defendants violated:

Code Section

Title 21, United States Code, Section 846

Offense Description

Conspired to knowingly and intentionally possess with intent to distribute, and distribute controlled substances, namely 28 grams or more of mixtures and substances containing a detectable amount of cocaine base, a Schedule II Controlled Substance.

This criminal complaint is based upon these facts:

X Continued on the attached sheet.

COREY DOSTER

Special Agent, Federal Bureau of Investigation
(FBI)

Sworn to before me and signed in my presence.

Date: July 1, 2020

Judge’s signature

City and state: Chicago, Illinois

Jeffrey T. Gilbert, U.S. Magistrate Judge

Printed name and Title

AFFIDAVIT

I, Corey Doster, being duly sworn, state as follows:

1. I am a Special Agent with the Federal Bureau of Investigation. I have been so employed since approximately 2016. As part of my duties as an FBI Special Agent, I investigate criminal violations relating to narcotics trafficking offenses, including, but not limited to Title 18, United States Code, Sections 1956, and 1957, and Title 21, United States Code, Sections 841, 843, 846, 848, 952 and 963. I have been involved with various electronic surveillance methods, the debriefing of defendants, informants, and witnesses, as well as others who have knowledge of the distribution, transportation, storage and importation of controlled substances.

2. This affidavit is made in support of a complaint charging JOSHUA MOORE (a.k.a “Big Moe” and “Big Guy”), JOHN HEARD (a.k.a “Bird”), EARNEST GREENE (a.k.a “Ernie”), JOSE FONTANEZ (a.k.a “Joey Crack”), and ANTONIO MAXEY (a.k.a “Tone”), with conspiracy to possess with intent to distribute, and distribute controlled substances, namely 28 grams or more of mixtures and substances containing a detectable amount of cocaine base, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 846.

3. Because this affidavit is being submitted for the limited purpose of establishing probable cause in support of a criminal complaint charging MOORE, HEARD, GREENE, FONTANEZ, and MAXEY with conspiracy to possess with intent

to distribute and distribute controlled substances, I have not included each and every fact known to me concerning this investigation. I have set forth only the facts that I believe are necessary to establish probable cause to believe that the defendants committed the offense alleged in the complaint.

4. The information in this affidavit is based on my participation in this investigation, information provided by other local and federal law enforcement officers (“LEOs”); the results of physical surveillance, review of consensually recorded conversations and conversations intercepted pursuant to court orders authorizing the interception of wire and/or electronic communications, law enforcement reports, laboratory reports, criminal history records, information obtained from witnesses and/or other persons with knowledge of relevant facts, my training and experience, and the training and experience of other law enforcement officers with whom I have consulted.

FACTS SUPPORTING PROBABLE CAUSE

I. BACKGROUND OF THE INVESTIGATION

5. Since approximately December 2018, the FBI and the Chicago Police Department (“CPD”) have been investigating a drug-trafficking organization led by JOSHUA MOORE (the “MOORE DTO”) operating in the area of the intersection of Devon Avenue and Western Avenues on the north side of Chicago.

6. As part of that investigation, undercover law enforcement agents (UCOs) made eight purchases¹ of crack cocaine and one purchase of powder cocaine from MOORE and one purchase of crack cocaine from GREENE, a member of the MOORE DTO, some of which are set forth in more detail in paragraphs 10-30 and 43-46 below.

7. During the course of this investigation, the government obtained court authorization to intercept the wire and electronic communications occurring over a phone used by MOORE² (Target Phone 1).³

¹ In addition to the narcotics transactions discussed in detail in this Affidavit, UCO-1 communicated with MOORE to arrange purchases of crack cocaine that occurred on the following dates: February 5, 2019, February 13, 2019, February 28, 2019, March 14, 2019, March 29, 2019, April 18, 2019 and May 7, 2019. UCO-1 also purchased powder cocaine from MOORE on May 7, 2019. The crack cocaine that UCO-1 purchased on February 5, 2019, February 28, 2019 and May 7, 2019 was later tested by the Drug Enforcement Administration's North Central Laboratory, and determined to total approximately 108.5 grams. The suspect crack cocaine UCO-1 purchased on February 13, 2019, March 14, 2019, March 29, 2019, and April 18, 2019, field tested positive for a total approximate weight of 175.8 grams. The powder cocaine that UCO-1 purchased on May 7, 2019, was later tested by the DEA Lab, and determined to total approximately 25.1 grams. Each of those transactions was recorded covertly by law enforcement officers using concealed video/audio devices and/or observed by surveillance agents.

² The identification of JOSHUA MOORE in this Affidavit and as the user of Target Phone 1 is based on the following: As set forth in this Affidavit, UCO-1 had seven in-person audio and video recorded meetings with MOORE. UCO-1 identified MOORE based on a comparison with MOORE's Chicago Police department booking photograph. UCO-1 identified MOORE's voice based upon UCO-1's in-person conversations with MOORE and the voice of the user of Target Phone 1. Further, based on my own review of MOORE speaking in the audio and video-recorded meetings with UCO-1 and I am able to identify MOORE as the person speaking on the calls between UCO-1 and Target Phone 1 based on a comparison between the recordings of the voice on those calls and MOORE's voice on the audiovisual recording made during UCO-1's meetings with MOORE, and a comparison of MOORE's physical appearance to MOORE's CPD booking photograph.

³ On or about April 30, 2019, an affidavit was submitted in support of an application authorizing the initial interception of wire and electronic communications to and from Target Phone 1, used by JOSHUA MOORE (the "April 30, 2019 Affidavit"). That same day, the Honorable Virginia M. Kendall, Acting Chief Judge for the Northern District of Illinois, entered an order authorizing the initial interception of wire and electronic communications

8. This affidavit contains excerpts and summaries from recorded purchases made by the UCOs, as well as from intercepted and recorded communications over Target Phone 1. The language that is quoted from the recorded conversations throughout this affidavit is based upon a preliminary review of the intercepted conversations and not on final transcripts of the intercepted conversations. Summaries and excerpts do not include all statements or topics covered during the course of the recorded conversations. At various points in the affidavit I have included in brackets my interpretation of words and phrases used in recorded conversations. My interpretations are based on the contents and context of the recorded conversations, events occurring before and after the conversations, my knowledge of the investigation as a whole, my experience and training, and the experience and training of other law enforcement agents in this investigation.

II. THE DEFENDANTS' ROLES

9. As discussed below:

a. JOSHUA MOORE, aka “Big Moe” and “Big Guy,” is the leader of the MOORE drug trafficking organization (“DTO”). MOORE collected money and purchased wholesale quantities of cocaine. *See* ¶¶ 37, 39, 41, and 78-79. MOORE also

to and from Target Phone 1 (the “April 30, 2019 Order”). Interception began on April 30, 2019 and terminated on May 29, 2019. On or about May 29, 2019, an affidavit was submitted in support of an application authorizing the continued interception of wire and electronic communications to and from Target Phone 1, used by JOSHUA MOORE (the “May 29, 2019 Affidavit”). That same day, the Honorable Rubén Castillo, Chief Judge for the Northern District of Illinois, entered an order authorizing the continued interception of wire and electronic communications to and from Target Phone 1 (the “May 29, 2019 Order”). Interception began on May 29, 2019 and terminated on June 27, 2019.

“cooked⁴” the powder cocaine into crack cocaine for street sale and packaged narcotics for distribution. *See* ¶¶ 13, 27, and 86-88. MOORE supplied HEARD, GREENE, FONTANEZ, and MAXEY with quantities of cocaine and crack cocaine to distribute to the DTO’s narcotics customers. *See* ¶¶ 58, 69-72, 76-77, and 92-93. MOORE sold narcotics to the DTO’s customers directly and also coordinated the distribution of narcotics to the DTO’s customers by directing customers to particular street-level distributors in the DTO, including HEARD, GREENE, FONTANEZ, and MAXEY. *See* ¶¶ 10-30, 34-36, 39-40, 43-46, 49-68, 73-75, 94-96, and 99-107. MOORE operated the packaging and distribution of the narcotics from stash house at 7048 North Rockwell Street in Chicago, Illinois. MOORE also monitored the proceeds received by his distributors, police activity affecting his operation, and disputes among his co-conspirators. *See* ¶¶ 23-33, 37-42, 47-48, 80-85, 89-91, and 97-98. MOORE’s street-level distributors included:

- i. JOHN HEARD, aka “Bird.” *See* ¶¶ 60-77
- ii. EARNEST GREENE, aka “Ernie.” *See* ¶¶ 37-59
- iii. JOSE FONTANEZ, aka “Joey Crack.” *See* ¶¶ 78-88
- iv. ANTONIO MAXEY, aka “Tone.” *See* ¶¶ 89-107

⁴ Based on my training and experience and understanding of the investigation and experience of other law enforcement officers, I understand that “cooking” cocaine is a street term used to describe the process of turning powder cocaine into crack cocaine. Cocaine dealers typically mix the powder cocaine with other products such as baking soda, then heat the mixture to form a paste-like substance. Once dried and cooled the substance turns into rock-like form which is then cut up, packaged, and distributed to customers on the street.

III. THE MOORE DTO'S NARCOTICS TRAFFICKING ACTIVITIES

A. MOORE Sold Narcotics to Customers

- i. *On February 5, 2019, MOORE sold approximately 22 grams of crack cocaine to UCO-1.*

10. On February 5, 2019, beginning at approximately 11:21 a.m., UCO-1 had a consensually-recorded telephone call with MOORE, who was using Target Phone 1. During the phone call, MOORE and UCO-1 discussed UCO-1 purchasing crack cocaine from MOORE. More specifically, UCO-1 asked, "Hey, what's up, you got that [crack cocaine] for me?" MOORE said, "Yea, you know I do. How much you got?" Later in the conversation, MOORE and UCO-1 discussed meeting in a Wendy's Restaurant parking lot and the price of the crack cocaine. Specifically, UCO-1 said, "Okay, I'll see you at the Wendy's, okay?" MOORE said, "But whatcha got though [how much money]?" UCO-1 said, "1200 [\$1,200]." MOORE said, "Alright, come on." UCO-1 then asked, "We good?" to which MOORE responded, "Of course, I didn't know, I was just making sure, you all, cuz you know I told him, you know I be charging a little more but I still tell him [UCO-2]⁵ let me come for that and I'll do it for him [UCO-2], you know what I'm saying like that, you know but it's cool, come on." After the call, law enforcement provided UCO-1 with \$1,200 in pre-recorded U.S. currency to conduct the narcotics purchase. UCO-1 was also equipped with a concealed video/audio recording device.

⁵ In or about January 2019, UCO-2 made a recorded purchase of crack cocaine from MOORE.

11. When UCO-1 arrived at the Wendy's, UCO-1 called MOORE to advise him UCO-1 had arrived. In that recorded call, MOORE first started to give UCO-1 direction on where to drive, but changed his mind and instructed UCO-1 to "Just stay right there [at the Wendy's]."

12. At approximately 11:49 a.m., law enforcement observed a silver Jeep Renegade, driven by MOORE, enter the Wendy's parking lot and park next to UCO-1's vehicle.

13. At approximately 11:50 a.m., UCO-1 exited UCO-1's vehicle and entered the front passenger side of the silver Jeep Renegade. Inside the car, according to the UCO-1 and the UCO's concealed audio/video recording device, UCO-1 and MOORE spoke about the cost of crack cocaine. During the conversation, MOORE said, "I charge 13 [\$1,300] for the ounces [28 grams of crack cocaine]." UCO-1 asked, "Are you serious?" MOORE replied, "Yeah, I sell straight drop though baby [high-quality crack cocaine]. You know I got the best shit in the city. I lose when I cook like this, that's why my shit be twenty [MOORE has high-quality crack cocaine, but when he cooks the cocaine into crack cocaine, it loses some weight and amounts to less than the standard 28 grams that an ounce usually weighs]." According to UCO-1 and UCO-1's audio-video recording, MOORE handed UCO-1 one clear plastic bag containing a white rock-like substance in exchange for \$1,200. During the conversation, UCO-1 asked, "How much you would charge me for like a little bit over 2 ounces [of crack cocaine]?" MOORE responded, "A 63 [63 grams of crack cocaine]?" UCO-1 said,

“Yeah, a 63 [grams of crack cocaine].” MOORE answered, “Nah it’s only zips right now [28 grams of crack cocaine].”

14. At approximately 11:52 a.m., the meeting ended and UCO-1 and MOORE left the Wendy’s parking lot. UCO-1 turned over to law enforcement one large clear plastic bag containing eight smaller clear knotted bags of suspect crack cocaine. The eight bags of suspect crack cocaine was later tested by the DEA’s North Central Laboratory, and determined to contain approximately 22 grams of cocaine base.

ii. *On February 28, 2019, MOORE sold UCO-1 approximately 22 grams of crack cocaine.*

15. On February 27, 2019, at approximately 6:39 p.m., UCO-1 placed a consensually-recorded telephone call to MOORE, who was using Target Phone 1. During the call, UCO-1 said, “Hey Big Guy, this is [UCO-1].” During the conversation UCO-1 asked MOORE if MOORE had crack cocaine to sell to UCO-1. MOORE said, that he did and UCO-1 and MOORE agreed to meet the next day.

16. On February 28, 2019 at approximately 10:28 a.m., UCO-1 and MOORE, who was using Target Phone 1, exchanged a series of text messages. During the conversation, MOORE and UCO-1 agreed to meet at the Wendy’s for another crack cocaine purchase. Law enforcement provided UCO-1 with \$1,250 in pre-recorded U.S. currency to conduct the crack cocaine purchase. UCO-1 was also equipped with a concealed video/audio recording device.

17. At approximately 1:45 p.m., UCO-1 arrived at the Wendy’s and parked UCO-1’s covert vehicle in the parking lot. At approximately 1:47 p.m., law

enforcement observed a red Mitsubishi Outlander enter the Wendy's parking lot. Law enforcement observed MOORE in the back passenger seat of the red Mitsubishi, which parked next to UCO-1's vehicle. Surveillance officers observed that an unknown Hispanic male was driving the Mitsubishi and an unknown female in the passenger seat.

18. At approximately 1:48 p.m., according to the UCO and a review of the UCO's recording device, UCO-1 walked to the rear driver's side door of the red Mitsubishi Outlander, opened the door of the rear driver's side of the red Mitsubishi and handed MOORE \$1,200. MOORE gave UCO-1 one large clear plastic bag containing four smaller clear knotted bags containing suspect crack cocaine. UCO-1 said, "Thank you." MOORE said, "Alright." UCO-1 then closed the rear driver's side door and returned to UCO-1's vehicle.

19. At approximately 1:48 p.m., UCO-1 returned \$50 in pre-recorded U.S. and turned over one large clear plastic bag containing four smaller clear knotted bags containing a white rock-like substance, suspected to be crack cocaine. The bags of suspect crack cocaine were later tested by the Drug Enforcement Administration's North Central Laboratory, where it was found to contain approximately 22 grams of cocaine base.

iii. *On May 7, 2019, MOORE sold UCO-1 approximately 64.5 grams of crack cocaine and 25.1 grams of powder cocaine.*

20. On May 6, 2019, at approximately 5:53 p.m., UCO-1 exchanged text messages with MOORE, who was using Target Phone 1 [Sessions 2328, 2330, 2337,

2339, 2341, 2352, 2357, 2379, 2381, and 2383]. During the conversation, MOORE and UCO-1 discussed setting a time for MOORE's sale of crack cocaine to UCO-1.

21. On May 7, 2019, at approximately 10:00 a.m., law enforcement provided UCO-1 with \$5,000 in prerecorded U.S. currency to conduct the narcotics purchase. UCO-1 was also equipped with a concealed video/audio recording device.

22. At approximately 10:47 a.m., UCO-1 received a consensually-recorded telephone call from MOORE, who was using Target Phone 1 [Session 2571]. During that call, MOORE said, "Hey you want some, you want some soft powder on a c-pack [powder cocaine]?" UCO-1 said, "Some soft powder on what?" MOORE said, "On the C [cocaine]." UCO-1 said, "Mmm." MOORE said, "You want some soft? Powder cocaine you know?" UCO-1 said, "Let me make a phone call and call you right back." MOORE said, "Aight."

23. At approximately 10:54 a.m., UCO-1 placed a consensually-recorded telephone call to MOORE, who was using Target Phone 1 [Session 2572]. During this call MOORE and UCO-1 discussed the price and quality of the powder cocaine MOORE would sell to UCO-1. More specifically, UCO-1 said, "Um, what, how you selling that though?" MOORE said, "It's the same as the other, what you doin, it's exactly the same [same price for powder cocaine as crack cocaine]." UCO-1 said, "Same price?" MOORE said, "Yup. UCO-1 said, "Ok, It's good [good quality] now right?" MOORE said, "Hell yea, it's the same thing I'm giving you but you know... it ain't, it ain't done yet [MOORE explained that the powder cocaine and crack cocaine are the same product, except the crack cocaine is cooked and made into a solid

substance].” Later in the conversation, UCO-1 said, “You still trap [sell powder and crack cocaine] ok.” MOORE said, “It’s the same baby, I’m a let you get it for the, for the 1,250 [\$1,250 for an ounce of cocaine].” MOORE and UCO-1 ended the call after arranging a time for MOORE to deliver the narcotics to UCO-1.

24. At approximately 11:05 a.m., UCO-1 placed a consensually-recorded telephone call to MOORE, who was using Target Phone 1 [Session 2575]. UCO-1 said, “Hey Big.” MOORE said, “Hey.” During this call MOORE directed UCO-1 to meet him on North Rockwell Street.

25. At approximately 11:07 a.m., law enforcement observed MOORE exit the front door of 7048 North Rockwell Street and walk southbound on North Rockwell Street.

26. At approximately 11:08 a.m., MOORE approached the front passenger’s door of the vehicle UCO-1 arrived in, and UCO-1 handed MOORE \$3,700 of prerecorded funds. MOORE said, “That’s 37 [\$3,700]?” UCO-1 said, “Yeah, I had separated it.” Law enforcement saw MOORE begin to walk away from UCO-1’s vehicle.

27. At approximately 11:09 a.m., UCO-1 honked the horn of the vehicle and MOORE returned to the passenger side door. UCO-1 said, “I’m trying to see how much more I got. You got any more, you got any, can you get me another bag [an additional ounce of cocaine].” MOORE said, “Another what?” UCO-1 said, “Let me see what I got. One, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen [\$1,300]. So you could give me another um.” MOORE said, “Another, which

one? Hard [crack cocaine] or soft [powder cocaine]?” UCO-1 said, “Uh, hard [crack cocaine].” MOORE said, “I gotta make it though. I ain’t got it ready.” UCO-1 said, “Can I wait for it?” MOORE said, “Oh yeah I do got it, I got it.” UCO-1 said, “You got it?” MOORE said, “Go to AutoZone, I’ll be there in five minutes.” MOORE closed the passenger door of UCO-1’s car and walked northbound on North Rockwell Street.

28. At approximately 11:10 a.m., the UC vehicle departed the area and drove to the AutoZone located at 2555 West Touhy Avenue. At approximately 11:11 a.m., law enforcement observed MOORE re-enter the front door of the residence at 7048 North Rockwell Street.

29. At approximately 11:12 a.m., UCO-1 received a consensually-recorded telephone call from MOORE, who was using Target Phone 1 [Session 2576]. During that conversation, MOORE directed UCO-1 to drive back to his location on North Rockwell Street. Once UCO-1 arrived on North Rockwell Street, law enforcement observed MOORE approach the passenger door of the UC vehicle and open it. According to UCO-1, UCO-1 handed MOORE \$1,250 of prerecorded funds and MOORE gave UCO-1 a bag containing a white rock-like substance. MOORE said, “Alright. It’s 1250 [\$1,250]?” UCO-1 said, “Yeah it is, it is.” MOORE closed the door of UCO-1’s car and walked southbound on North Rockwell Street.

30. Following the transaction, UCO-1 met with law enforcement agents, returned \$50 in pre-recorded U.S. currency and turned over two large clear plastic bags containing three smaller clear knotted bags containing a white rock-like substance, suspected to be crack cocaine, and one smaller clear knotted bag

containing a powdery, white substance, suspected to be powder cocaine. The suspect crack cocaine was later tested by the Drug Enforcement Administration's North Central Laboratory, where it was found to consist of approximately 64.5 grams of cocaine base. The suspect powder cocaine was also tested by the Drug Enforcement Administration's North Central Laboratory, where it was found to consist of approximately 25.1 grams of cocaine.

iv. On June 19, 2019, law enforcement seized 4.9 grams of crack cocaine from MOORE's customer, Individual PR.

31. According to surveillance officers, on or about June 19, 2019, at approximately 3:00 p.m., an individual, now known to be Individual PR, exit the driver's side door of a gray Honda, carrying a white paper bag, and enter 7048 North Rockwell Avenue. According to surveillance officers, at approximately 3:31 p.m., Individual PR exited 7048 North Rockwell Street while carrying a white paper bag, entered the driver's seat of the gray Honda and drove off.

32. At approximately 4:00 p.m., enforcement officers performed a traffic stop on the gray Honda. According to enforcement officers, law enforcement recovered a white paper bag containing a kitchen mixing tool and a glass measuring cup from the front center floor board as well as a clear knotted plastic bag containing suspect crack cocaine. According to enforcement officers, after being asked about further narcotics, Individual PR said he had, "Rocks." According to enforcement officers, Individual PR removed a suspect crack cocaine from his underwear and turned it over to law enforcement. The suspect crack cocaine was also tested by the Drug

Enforcement Administration's North Central Laboratory, where it was found to consist of approximately 4.9 grams of cocaine base.

33. Based on my training and experience in this investigation and others, I believe that Individual PR, met with MOORE to engage in a narcotics transaction.

v. On June 19, 2019, law enforcement seized 27.9 grams of powder cocaine from MOORE's customer, Individual BM.

34. According to surveillance officers, on or about June 19, 2019, at approximately 9:56 p.m., MOORE entered the AutoZone parking lot located at 2555 West Touhy Avenue. An individual, now known to be Individual BM, entered the front passenger seat of MOORE's vehicle. Approximately twenty seconds later, Individual BM exited MOORE's vehicle and drove off in a silver BMW. Both vehicles exited the parking lot and traveled eastbound on West Touhy Avenue. Law enforcement maintained constant surveillance on the silver BMW without ever losing sight of the vehicle.

35. At approximately 10:04 p.m., enforcement officers performed a traffic stop on the silver BMW. According to enforcement officers, during a protective pat down of Individual BM, law enforcement recovered one clear knotted bag of suspect powdered cocaine. According to enforcement officers, Individual BM said, "I paid \$900 for it." The suspect powder cocaine was also tested by the Drug Enforcement Administration's North Central Laboratory, where it was found to consist of approximately 27.9 grams of cocaine.

36. Based on my training and experience in this investigation and others, I believe that Individual BM entered MOORE's vehicle and purchased 27.9 grams of powder cocaine from MOORE for \$900.

B. MOORE Directed GREENE's Narcotics Sales

i. *On May 4, 2019, MOORE and GREENE discussed narcotics sales.*

37. On or about May 4, 2019, at approximately 11:10 a.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-2450, used by GREENE⁶ [Session 1570]. During the conversation MOORE said, "Ay bro, how many beezy's [eight balls of crack cocaine weighing approximately three grams] you got left?" GREENE replied, "How many beezy's?" MOORE said, "Yeah." GREENE said, "Um, I sold two to your boy yesterday and um, I broke down one [separated to sell smaller quantities], and uh, there's one left." MOORE said, "Aight cool. So you got, you got the money for your old one though?" GREENE replied, "Uh, not yet. I'm almost there." MOORE asked, "How you go into another one if you ain't got the

⁶ Law enforcement has identified EARNEST GREENE as the user of telephone number XXX-XXX-2450 based on the following. On May 6, 2019, at approximately 1:19 p.m. and 1:57 p.m., law enforcement intercepted two telephone calls from telephone number XXX-XXX-2450. [Sessions 2275 and 2279]. During the calls, GREENE advised MOORE that he had narcotics and that he was near Granville and Western on a bicycle. Having intercepted these calls, law enforcement officers in the vicinity of the 6600 block of North Western Avenue conducted surveillance and observed an individual on a bicycle near 6427 North Maplewood Avenue. Law enforcement stopped the person on the bicycle and asked for identification, but the person did not have any and instead identified himself as EARNEST GREENE, and provided a birthdate and home address. The information provided matched law enforcement records for GREENE. In addition, law enforcement involved in the stop subsequently listened to session numbers associated with telephone number XXX-XXX-2450 and positively identified GREENE as having the same voice as the user of XXX-XXX-2450. Further, as described in this affidavit at paragraph 45, on May 26, 2019, UCO-3 met GREENE to purchase crack cocaine. While speaking with GREENE, GREENE told UCO-3 that his name was "Earnest" and told UCO-3 his phone number was XXX-XXX-2450.

money for the old one bro?” GREENE responded, “No, I said I gave two beezy’s to yo, to yo dude. I broke down one and there’s one left. You gave me four [four eight balls of crack cocaine each of which contain approximately 3 grams of crack cocaine] all together bro.” MOORE said, “Yeah, but you already had one though bro.” GREENE asked, “I already had one?” MOORE said, “Yeah.” GREENE replied, “I got the money for, yeah, I thought you were talking about the other one.” MOORE said, “Naw, naw, naw, I’m talking about the one you had already.” GREENE said, “Yeah, yeah.” MOORE said, “Okay cool, cause I had somebody [customer for crack cocaine], but they already dipped though [the customer left]. I had, I sent ‘em to Tone [MAXEY] though. But I had somebody for ‘em.

38. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE and GREENE discussed the amount of MOORE’s narcotics that GREENE had left to sell to MOORE’s customers.

39. On or about May 4, 2019, at approximately 1:05 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-2450, used by GREENE [Session 1641]. During that call, GREENE stated, “Yeah, his name ‘Boo.’” MOORE replied, “Oh, that’s my cousin. He say he on his way?” GREENE responded, “Oh yeah, he said he on his way. He said he needs one.” MOORE replied, “Alright, cool” and continued, “Alright look, I’m in the back. Come on. Hey, bring whatever money you got out plus off your new lick [quantity of crack cocaine]. Whatever you got off that too. Bring that out right now.” MOORE and GREENE continued to discuss

how much crack cocaine GREENE had left. Later in the conversation MOORE asked GREENE, “You said you was going to do two and then you was going to be able to get you own but it’s just like, every time I’m talking it’s like credit...credit, and where’s your money?” GREENE replied, “These mother fuckers be doing credit, like...” MOORE asked, “Where’s your money though? Where’s your money? Where’s your profit at? Off the last one, where’s your profit bro? [Amount of money GREENE earns off of quantity of crack cocaine that he sells for MOORE].” GREENE replied, “Yeah, you right, bro.” MOORE replied, “I know I’m right. That’s what I’m saying. Where’s the money? Come on, bro. Alright, I’m in the back, bro.”

40. Based on the contents of the intercepted communications above, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE and GREENE discussed the amount of MOORE’s narcotics that GREENE had left to sell to MOORE’s customers, and then MOORE instructed GREENE to bring MOORE money he had made from selling narcotics. MOORE further instructed GREENE that GREENE should not be giving credit to customers and discussed with GREENE the inability to make a profit selling narcotics by allowing customers to use credit instead of cash.

ii. *On May 12, 2019, MOORE directed GREENE to return narcotics and money to MOORE.*

41. On or about May 12, 2019, at approximately 12:01 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-2450, used by GREENE [Session 4668]. During that call, GREENE asked, “What you want me

to bring out?” MOORE responded, “I want you to bring the money, and you didn’t open that other one [package of narcotics] I gave you, right?” GREENE replied, “Nah, I haven’t went inside of it yet.” MOORE replied, “Yeah, bring that.” GREENE asked, “Oh, you talking about the little one?” MOORE responded, “Yeah.” GREENE stated, “Oh yeah, I made the four bitches [four eight-balls of crack cocaine, each of which contain approximately three grams of crack cocaine]⁷ but I didn’t, yeah they still all there.” MOORE replied, “Bring them four [four – eight balls of crack cocaine] with them things you made, bring them out. Yeah, bring the rest of that. Bring that out for me, yeah.”

42. Based on the contents of the intercepted communications above, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE directed GREENE to bring the narcotics packaged by GREENE and money made from narcotics sales to MOORE.

iii. *On May 26, 2019, MOORE directed GREENE to sell narcotics to UCO-3.*

43. On or about May 26, 2019, at approximately 11:58 a.m., UCO-3 placed a consensually-recorded telephone call to MOORE, who was using Target Phone 1 [Session 10033]. During the conversation, UCO-3 asked to purchase three grams of crack cocaine from MOORE. MOORE said, “Man I’m, man I’m doing something with

⁷ On May 2, 2019, law enforcement intercepted communications from MOORE, who was using Target Phone 1, in which MOORE referred 12 grams of work [narcotics] as “four bitches” [Session 477].

the family barbecuing today, but you can go right there on Devon and Campbell. Later in the conversation MOORE said, "And my boy, he could holla at you [sell you crack cocaine]." UCO-3 responded, "You going to call him for me or should I?" MOORE said, "Yea, I'm going to call him for you. Just go right there call me when you five minutes away."

44. At approximately 12:10 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2450, used by GREENE [Session 10037]. During that call MOORE said, "I got someone [UCO-3] on Arthur and Campbell right now bro, they look. Take one of them B's [beezy, which is approximately three grams of crack cocaine], take um, uh, take a .4 [.4 grams] off of it and give him the rest." Later in the conversation GREENE said, "Alright, so give him [UCO-3] a 2-6 [2.6 grams of crack cocaine]?" MOORE responded, "Yes sir." GREENE said, "Alright cool." MOORE said, "Yeah, 175 [\$175] alright."

45. At approximately 12:20 p.m., UCO-3 arrived at the corner of Campbell and Arthur. GREENE walked up to UCO-3 and told UCO-3 to follow him. UCO-3 and GREENE walked towards to alley east of Campbell and had a conversation. During that conversation, UCO-3 said, "You with uh, Big [MOORE]?" GREENE replied, "Yeah." Later in the conversation UCO-3 asked GREENE his name and GREENE replied, "Earnest." During the conversation, UCO-3 asked GREENE, "Beezy [3 grams of crack cocaine] right?" GREENE replied, "Yep." GREENE accepted \$175 from UCO-3 and handed UCO-3 one bag containing a white rock-like

substance. GREENE and UCO-3 had a further conversation during which GREENE provided UCO-3 his phone number, XXX-XXX-2450.

46. Following the transaction, UCO-3 met with law enforcement agents, and turned over one bag containing a white rock-like substance, suspected to be crack cocaine. The suspect crack cocaine was later tested by the Drug Enforcement Administration Laboratory, where it was found to consist of approximately 2.218 grams of cocaine base.

iv. *On June 8, 2019, GREENE updated MOORE regarding the amount of MOORE's narcotics that GREENE had sold.*

47. On or about June 8, 2019, at approximately 10:40 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2450, used by GREENE [Session 14565]. During that call, GREENE stated, "Aye, but you know, uh, ain't no more beezys [eight-balls of crack cocaine, each of which contain approximately three grams of crack cocaine] left, right. But just that quarter [1/4 ounce crack cocaine]?" MOORE asked, "Where they at?" GREENE replied, "They got off [sold]." MOORE replied, "You got the money?" During the conversation GREENE stated, "So I gave you the money from the beezy [eight-balls of crack cocaine, each of which contain approximately three grams of crack cocaine] from Tina." MOORE replied, "Uh huh."

48. Based on the contents of the intercepted communications above, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE and

GREENE discussed the status of narcotics sold and the amount of narcotics available to be sold by the DTO.

v. *On May 18, 2019, MOORE directed GREENE to sell narcotics to customers.*

49. On or about May 18, 2019, at approximately 2:02 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-4169, used by Individual MG [Session 7143]. During the call Individual MG said, "Yeah, I'm right here on Devon and um, Campbell. Yeah." MOORE said, "Campbell. Aight, he coming out. Be on the north side, be on the north side of Devon bro."

50. At approximately 2:07 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-4169, used by Individual MG [Session 7149]. During the call MOORE said, "He coming out bro." Individual MG said, "Aight. But now what I'm about to say uh, can I owe you back fourteen dollars?" MOORE said, "Uh, if you have to though. But make sure you do that though." Individual MG said, "Alright, I got you." MOORE said, "Aight."

51. At approximately 2:10 p.m., MOORE was using Target Phone 1, contacted telephone number XXX-XXX-2450 used by GREENE [Session 7150]. During the call MOORE said, "In a little black car bro." GREENE said, "What kind of car?" MOORE said, "A little black car." GREENE said, "Like a little black car?" MOORE said, "Yep." GREENE asked, "You don't know the type of car?" MOORE said, "Like ah, I don't know. It's little and black." GREENE said, "Ok cool." MOORE said, "I'll tell him to get out the car right now." GREENE said, "No, nah, tell him to stay in the car. I'll figure it out." MOORE said, "Aight." GREENE said, "Aight."

52. Based on the contents of the intercepted communications above, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE directed GREENE to deliver crack cocaine to Individual MG in the vicinity of West Devon Avenue and North Campbell Avenue.

vi. *On May 27, 2019, MOORE directed GREENE to sell to one of the MOORE DTO customers.*

53. On or about May 27, 2019, at approximately 6:19 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-1740, used by Individual RN [Session 10409]. During the call MOORE said, “Man, I’m at the hospital bro. I ain’t, you gotta get to Devon and Campbell. I ain’t gonna be up out of here for a few hours.” Individual RN said, “(Unintelligible) if I can get up with that somebody there for me?” MOORE said, “On Devon and Campbell, yeah.”

54. At approximately 6:43 p.m., MOORE was using Target Phone 1, contacted telephone number XXX-XXX-2450 used by GREENE [Session 10415]. During the call GREENE said, “Yeah, I’m on Devon and Campbell right now.” MOORE said, “He in that gray truck. The same dude from yesterday.” GREENE said, “Um, okay.”

55. At approximately 6:44 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-1740, used by Individual RN [Session 10416]. During the call MOORE said, “Aye bro, he say he out there.” Individual RN said, “I’m right here on the corner at Devon and Campbell.” MOORE said, “Okay be on Campbell bro. On the north side of the street by the alley.” Individual RN said, “By

the alley?” MOORE said, “Yeah, on the north side of the street though.” Individual RN said, “All well. The north side of Devon. All well.” MOORE said, “He there, yeah, he there.” Individual RN said, “All well.”

56. At approximately 6:46 p.m., MOORE was using Target Phone 1, contacted telephone number XXX-XXX-2450 used by GREENE [Session 10419]. During the call MOORE said, “He said he standing by the alley bro.” GREENE said, “Yeah, I’m with him right now.” MOORE said, “Okay cool.”

57. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, Individual RN contacted MOORE to purchase crack cocaine and MOORE directed GREENE to deliver the crack cocaine to Individual RN in the vicinity of West Devon Avenue and North Campbell Avenue because MOORE was not in the area.

vii. *MOORE Directed GREENE regarding packaging narcotics for sale.*

58. On or about June 2, 2019, at approximately 5:06 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2450, used by GREENE [Session 12469]. During that call, MOORE said, “Alright look umm, dude at the shop, at the tire shop got 40 [\$40], right. Then dude, I got somebody on Lunt. Remember where you went on Lunt. I mean on, on, on Ridge right there a little past Touhy.” GREENE replied, “Yea.” MOORE replied, “Right there, dude got a huncho [\$100] right there. So but look, you see that thing he just give you right?” GREENE replied, “Yea.” MOORE replied, “Don’t crumb it up bro. That’s 10 beezys

[approximately 30 grams of crack cocaine].” GREENE replied, “Ok.” MOORE replied, “Don’t crumb it up but. Bring one of them down. Give dude like a 1-2 [1.2 grams crack cocaine] and then you could hit the 40 [\$40] lick [sale of \$40 worth of crack cocaine] out of your. Dude on umm, on Bell you can do that out of yours. But the huncho [\$100] take it off of you know.” GREENE replied, “Ok cool Imma make a beezy [approximately 3 grams of crack cocaine] for you and a beezy [approximately 3 grams of crack cocaine] for me.” MOORE replied, “Alright yea but do the 1-2 [1.2 grams crack cocaine] out of mine.” GREENE replied, “Ok yea, yea I got you.” MOORE replied, “Alright cool.” GREENE replied, “Alright.” MOORE replied, “Eight ways.” GREENE replied, “Alright I got you.”

59. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE directed GREENE to package crack cocaine to be sold to an unknown individual on behalf of the MOORE DTO.

C. MOORE Directed HEARD’s Narcotics Sales

- i. *On May 23, 2019, MOORE Directed HEARD to sell narcotics on behalf of the MOORE DTO.*

60. On or about May 23, 2019, at approximately 7:32 p.m., MOORE, who was using Target Phone 1, received a telephone call from an Unknown Female (UF-5903), using telephone number XXX-XXX-5903 [Session 8946]. During that call UF-5903 said, “Um, my baby said that last hundred [\$100] he spent, it was short [narcotics was not agreed upon amount]....So how long can you be?” MOORE said, “Twenty minutes, fifteen minutes.” UF-5903 said, “What. Okay, we want a forty

piece [\$40 worth of crack cocaine] and uh, ten cent green [\$10 worth of marijuana].” During the conversation UF-5903 asked, “Are you coming? Or you sending somebody else?” MOORE said, “Somebody else.” During the conversation UF-5903 asked, “What is he driving?” MOORE said, “A gray truck. I got you. You hear me. He gonna be on point for you [he will have the narcotics to sell you].”

61. At approximately 8:01 p.m., MOORE, who was using Target Phone 1, placed a telephone call to HEARD⁸ [Session 8978], using XXX-XXX-8537. During that call, MOORE said, “What’s up bro, you in traffic? I got somebody who got some money.” HEARD said, “Yes sir, I’m right here posted at the shop [barbershop].” MOORE said, “Go holla at Donna right there on Peterson. She ready, she got 40 [\$40 for crack cocaine] and 15 [\$15] for some smoke [marijuana].” HEARD said, “Alright, here I come right now.”

62. At approximately 8:11 p.m., MOORE, who was using Target Phone 1, received a telephone call from UF-5903, using telephone number XXX-XXX-5903 [Session 8989]. During that call, UF-5903 asked, “Okay, he gonna have braids?”

⁸ Law enforcement identified HEARD based on the following. On June 18, 2019, at approximately 12:52 p.m., law enforcement intercepted a telephone call from telephone number XXX-XXX-8537 [Session 17035]. During the call, HEARD and MOORE discussed meeting with each other to conduct a narcotics transaction and exchange money in the vicinity of West Estes Avenue and North Rockwell Street. Having intercepted this call, CPD officers in the vicinity of the 7100 block of North Western Avenue conducted surveillance and observed an individual meet with MOORE and enter the front door the residence at 7048 North Rockwell Street. A short time later, officers observed the individual exit 7048 North Rockwell Street and enter a Gray Ford Fusion. Officers maintained surveillance of the vehicle and conducted a traffic stop for a moving traffic violation. Law enforcement stopped the vehicle and asked for identification, and the individual provided an Illinois Driver’s License for JOHN HEARD. At the conclusion of the stop, CPD officers involved in the stop subsequently listened to session numbers associated with telephone number XXX-XXX-8537 and positively identified HEARD as having the same voice as the user of XXX-XXX-8537.

MOORE said, “Yep.” UF-5903 said, “Okay well, he ain’t here. He got my number?” MOORE said, “Yeah, that’s my little brother. You know him.” UF-5903 asked, “Who? J [HEARD]?” MOORE said, “Yeah.”

63. At approximately 8:14 p.m., MOORE, who was using Target Phone 1, received a telephone call from UF-5903, using telephone number XXX-XXX-5903 [Session 8990]. During that call UF-5903 said, “Why can’t I call J [HEARD] and see where he at?” MOORE said, “You can.”

64. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, an unknown female contacted MOORE to purchase crack cocaine and marijuana. The unknown female indicated to MOORE that the amount of crack cocaine he sold her on a previous occasion was less than the agreed upon amount. MOORE was not in the area, so MOORE contacted HEARD to deliver the crack cocaine and marijuana to the unknown female. MOORE instructed the unknown female to contact HEARD to determine his whereabouts.

ii. *On May 25, 2019, MOORE directed HEARD to sell narcotics to a customer of the MOORE DTO.*

65. On or about May 25, 2019, at approximately 8:59 p.m., MOORE, who was using Target Phone 1, placed a telephone call to HEARD [Session 9751], using XXX-XXX-8537. During that call MOORE said, “I got a hundo hit [\$100 customer] on Jarvis and Ridge.”

66. At approximately 9:09 p.m., MOORE, who was using Target Phone 1, received a telephone call from HEARD [Session 9752], using XXX-XXX-8537. During

that call HEARD said, "I'm right here on Jarvis." MOORE said, "Aight, on Ridge, you see that building to the right with the uh, like big canopy?" HEARD responded, "You said the one with what?" MOORE said, "The building with the canopy right there. To the right on Ridge. It's on Ridge." HEARD said, "Aww yeah, that red building." MOORE said, "Yeah, to the right." HEARD said, "I mean, with the red thing." MOORE continued, "Yeah. He gonna come out right there. His name is [Individual DB]." HEARD said, "Aight cool."

67. At approximately 9:10 p.m., MOORE, who was using Target Phone 1, placed a telephone call to an Unknown Male (UM-4345), using telephone number XXX-XXX-4345 [Session 9753]. During that call MOORE said, "Hey Daniel, I sent my brother, come in the front though. He in the front." UM-4345 said, "Come in the front? Aight." MOORE said, "He there now. He in a gray car." UM-4345 asked, "You're there now?" MOORE said, "Yeah, he there now. He's in a gray car."

68. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE contacted HEARD to deliver narcotics to a customer in the vicinity of Jarvis and Ridge. MOORE informed HEARD that the customer had \$100 to purchase crack cocaine and MOORE directed HEARD to the location where the individual was located.

iii. *On May 27, 2019, MOORE supplied HEARD with narcotics to sell.*

69. On or about May 27, 2019, at approximately 7:15 a.m., MOORE, who was using Target Phone 1, received a call from HEARD [Session 10246], using XXX-

XXX-8537. During that call HEARD said, "Call me when you get up. I need you, I'm dry [out of narcotics]."

70. At approximately 7:40 a.m., MOORE who was using Target Phone 1, received a call from HEARD [Session 10264], using XXX-XXX-8537. During that call MOORE asked, "You at the door?" HEARD said, "Where? You on Rockwell?" MOORE said, "Yup." HEARD said, "Alright, I'm a be there in like, I'm coming down Touhy. I'm on North and Rockwell now." MOORE said, "Okay, doors open." HEARD responded, "Okay."

71. According to surveillance officers monitoring a surveillance camera recording near the area of 7048 North Rockwell, at approximately 7:43 a.m., HEARD entered the front door of the Rockwell Residence. At approximately 8:17 a.m., surveillance officers observed HEARD exit the Rockwell Residence, return to his vehicle, and depart the area.

72. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, HEARD contacted MOORE because he was out of narcotics. Once MOORE arrived at the Rockwell Residence, where the narcotics were stored, MOORE informed HEARD he could come meet him.

iv. *On June 16, 2019, MOORE directed HEARD to sell narcotics to a customer of the MOORE DTO.*

73. On or about June 16, 2019, at approximately 7:11 p.m., MOORE, who was using Target Phone 1, received a telephone call from an Unknown Male (UM-7116), using telephone number XXX-XXX-7116 [Session 16657]. During that call

UM-7116 said, "I got a 50 [\$50]. Can you do it?" MOORE said, "Yeah, twenty minutes." UM-7116 said, "Alright, you right. In back?" MOORE said, "Yeah, no my buddy in the front." UM-7116 asked, "In the front?" MOORE said, "Yeah." UM-7116 said, "Alright. Tell him I'll be wearing a Sox t-shirt." MOORE said, "Aight." UM-7116 said, "Alright, tell him."

74. At approximately 7:12 p.m., MOORE, who was using Target Phone 1, placed a telephone call to HEARD [Session 16659], using XXX-XXX-8537. During that call MOORE said, "Hey bro, I got a hit [narcotics customer] on Ridge and Jarvis, bro." HEARD said, "What they need?" MOORE said, "\$50." HEARD responded, "Alright 15 minutes, 30 minutes." MOORE said, "Alright."

75. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE contacted HEARD to deliver narcotics to a customer in the vicinity of Jarvis and Ridge. MOORE informed HEARD that the customer had \$50 to purchase narcotics.

v. On June 18, 2019, MOORE inquired of HEARD the status of narcotics.

76. On or about June 18, 2019, at approximately 10:54 a.m., MOORE, who was using Target Phone 1, placed a telephone call to HEARD [Session 17000], using XXX-XXX-8537. During that call MOORE and HEARD discussed the status of narcotics. More specifically, MOORE said, "No they ain't nothing on the floor [there are no narcotics left]. Your sister ain't got shit?" HEARD responded, "No wonder why people [narcotics customers] calling me." MOORE asked, "Your sister ain't got

shit?” HEARD responded, “Uh, uh, nope. I think she said she had like a beezy [approximately 3 grams of crack cocaine] left or something.” MOORE said, “Well that’s it there ain’t nothing on the floor [no narcotics left]. HEARD responded, “I still got a couple. It just, I be having, to stand, they be wanting some, couple dollars off of it [HEARD is not going to give narcotics customers money off on the price]. That’s all it was. I still got some [narcotics]. I’m still good.”

77. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE contacted HEARD to tell him there are no more narcotics and to ask if HEARD’s sister had any more narcotics. HEARD informed MOORE that he had narcotics and that HEARD believed his sister had more as well.

D. MOORE Directed FONTANEZ’s Narcotics Sales

- i. *MOORE and FONTANEZ discussed purchasing narcotics from a supplier.*

78. On or about June 19, 2019, at approximately 4:44 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-0139, used by FONTANEZ⁹ [Session 17475]. During the call FONTANEZ said, “I’m saying

⁹ Law enforcement identified FONTANEZ based on the following. On May 24, 2019, law enforcement intercepted telephone calls on Target Phone 1 regarding a dispute between FONTANEZ and Individual MJ. During these calls, threats were made between FONTANEZ and Individual MJ. To mitigate the threats, law enforcement established surveillance in the vicinity of 2755 West Arthur Avenue and located FONTANEZ’s vehicle. FONTANEZ departed the residence and entered his vehicle. Surveillance was established and enforcement officers conducted a vehicle stop of FONTANEZ after he conducted a traffic offense. Officers spoke with FONTANEZ regarding the incident with Individual MJ.

though, you hollering at your peoples [supplier] though?" MOORE said, "Uh uh." FONTANEZ said, "So you ain't, you ain't fucking with it?" MOORE said, "No, I was trying to get it, but I was a little short. I'm just waiting to get a little more dollars together." FONTANEZ said, "Man, shit I'm trying to get in nee-ding and in a inave [quantity of narcotics]." MOORE said, "Umm." FONTANEZ said, "A nee-ding and eighty." MOORE said, "Um, shit I can call him. You ready right now?" FONTANEZ said, "How much though?" MOORE said, "Man, you know he be wanting to go all the way [kilogram of cocaine] to get that ticket [price] bro." FONTANEZ said, "I'm saying though, how much do I got to come up with though?" MOORE said, "He want nine [\$9,000] for nine [nine ounces of cocaine]." FONTANEZ asked, "Damn." MOORE said, "Yeah, that's what I said, we got to get grab the whole joint [one kilogram of cocaine] to get it for the thirty four [\$34,000]. That's why I was trying to do it like that to save them little few dollars cause it's the only way." FONTANEZ said, "Well shit, come on, week shit, what I got to bring. I'll just take a ning-ding and a eighty [quantity of narcotics] off it."

79. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE and FONTANEZ discussed the prices to buy a kilogram of cocaine. MOORE and FONTANEZ discussed how much money FONTANEZ would have to put in to get the amount of cocaine that he wanted.

Following the stop of FONTANEZ, officers relocated and listened to sessions from telephone number XXX-XXX-0139. Officers related that the voice on those telephone calls matched that of FONTANEZ.

MOORE was trying to save extra money in order to get the best price from the supplier.

ii. *MOORE and FONTANEZ discussed narcotics stored at the stash house.*

80. On or about May 15, 2019, at approximately 12:46 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-0139, used by FONTANEZ [Session 5990]. During the call MOORE said, "I'm in Uptown joe, I meet you on the, by the Well [7048 North Rockwell Street] man. I need to get them two joints [crack cocaine] from you joe." Later in the call FONTANEZ agreed to meet MOORE.

81. At approximately 12:59 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-0139, used by FONTANEZ [Session 5997]. During the call MOORE asked, "Hey, where you at?" FONTANEZ replied, "I'm in the, I'm on California in the crib [FONTANEZ's residence]." MOORE asked, "Um, you almost done?" FONTANEZ said, "I just got in." MOORE said, "Uh man, I got someone who needs them joints [crack cocaine] man." FONTANEZ said, "You need what, joints [crack cocaine]?" MOORE replied, "The two bitches [approximately three grams of crack cocaine], yeah." FONTANEZ said, "I bagged them up." MOORE said, "Just give them to me out of your shit though." FONTANEZ said, "But it's you, it's on Rockwell [7048 North Rockwell Street]. MOORE said, "I know, I'm finna go over there. I'll just call you when I get there."

82. At approximately 1:12 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-0139, used by FONTANEZ [Session 6004].

During the call MOORE asked, “Hey where it’s [crack cocaine] at bro?” FONTANEZ replied, “It’s right there in my bag, I put it on the side in the bag right there.” MOORE said, “Alright.” FONTANEZ said, “Hey.” MOORE said, “Yeah.” FONTANEZ said, “That one piece should be over, that shit should be like uh...” MOORE said, “Coming in bro, whatever it is I’m taking a six [six grams] (unintelligible).” FONTANEZ said, “I’m saying, weigh it out though. It should be close to a seventeen [seventeen grams of crack cocaine] though.” MOORE replied, “17.8 [17.8 grams] with the bag.” FONTANEZ said, “Seventeen what?” MOORE replied, “17.8 [grams] with the bag.” FONTANEZ said, “Alright.” MOORE said, “Alright.”

83. At approximately 1:14 p.m.¹⁰, MOORE, who was using Target Phone 1, received a call from an Unknown Male (UM-4624), using telephone number XXX-XXX-4624 [Session 6004]. During the call MOORE told UM-4624 where to drive. More specifically, MOORE said, “When you get to Rockwell [street] make a left.”

84. At approximately 1:13 p.m. while monitoring a surveillance camera recording the area of 7048 North Rockwell Street, surveillance officers observed MOORE exit the 7048 North Rockwell Street and walk northbound. MOORE eventually entered a light blue, Chrysler Pacifica driven by an unknown individual. A short time later, MOORE exited the vehicle and MOORE was observed walking back into 7048 North Rockwell Street.

¹⁰ Times are approximate and based on either surveillance officers’ personal timekeeping devices, computers, or wire interception.

85. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE contacted FONTANEZ to obtain cocaine to sell to a customer. FONTANEZ directed MOORE to where the cocaine was stored inside 7048 North Rockwell Street¹¹. Once inside 7048 North Rockwell Street, MOORE located the cocaine, weighed it, and told FONTANEZ it weighed 17.8 grams. MOORE told FONTANEZ that he was going to take six grams to sell to a customer. MOORE then sold the narcotics to the customer.

iii. *MOORE Directed FONTANEZ to sell narcotics and pick-up a cutting agent.*

86. On or about May 9, 2019, at approximately 7:31 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-0139, used by FONTANEZ [Session 3500]. During the call MOORE asked, “You there?” FONTANEZ replied, “You said go where? On Arthur and what?” MOORE said, “Francisco.” FONTANEZ said, “Yeah, tell him I’m here. Come right now.” MOORE said, “Yeah but look, I need you to re-route on me. Bro, I ain’t got no soda [baking soda] over here.” FONTANEZ said, “You ain’t got what?” MOORE answered, “No soda.” FONTANEZ said, “Oh, get out.” MOORE said, “Stop at Pratt and California right there, come on.”

¹¹ Surveillance camera recordings near 7438 North Rockwell Street and cell tower site records corroborate MOORE being in the area of 7438 North Rockwell Street.

87. At approximately 7:35 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-0139, used by FONTANEZ [Session 3508]. During the call MOORE said, “He on Sacramento bro, right on Arthur.” FONTANEZ said, “You’re on Sacramento.” MOORE said, “And Arthur, yeah. And bro, come on cause I got this shit ready. You got to stop.” FONTANEZ said, “Aight I’m finna to go to the store for you bro.”

88. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MOORE directed FONTANEZ to sell cocaine to a customer in the vicinity of Arthur and Francisco. MOORE also asked FONTANEZ to stop at a store and pick up baking soda, which is commonly used to mix with cocaine before it is packaged and sold to customers.

E. MOORE Directed MAXEY to Sell Narcotics

i. MOORE and MAXEY discuss missing narcotics.

89. On or about May 2, 2019, at approximately 7:24 a.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY¹² [Session 474]. During the call MAXEY said, “Muthafucka stole like \$500

¹² Law enforcement identified ANTONIO MAXEY as the user of XXX-XXX-2779 based on the following. MAXEY used the number ending 2779 as his contact information reported to the Illinois Department of Corrections while MAXEY was on parole for narcotics violations. Also, MOORE referred to the user of the number ending 2779 as “Tone,” which is a nickname associated with MAXEY. On October 5, 2019, Chicago Police officers equipped with body worn cameras arrested and interviewed MAXEY. Following that interview, officers re listened to sessions from telephone number XXX-XXX-2779. Officers stated that the voice on those telephone calls matched that of MAXEY.

bro in the last couple of days bro.” MOORE said, “500 cash?” MAXEY said, “500 cash bro. Know what I’m saying? I couldn’t put it down right. That’s why I ain’t really want to say nothing. And some grams of work [narcotics]. It’s like a lot of little work [narcotics] gone.” MAXEY explained to MOORE how MAXEY was missing money. More specifically, MAXEY said, “It was like 1700 [\$1,700] I had bro. Then this shit went down to like 15 [\$1500], I’m like.” Later in the conversation MAXEY told MOORE, “Bro this shit is a little bit over 1200 [\$1200] bro. A little bit over 1300 [\$1300]. This outside of what I already had in my pocket. You know what I’m saying?” MOORE questioned why MAXEY did not know how much money he was missing. Specifically, MOORE said, “Hell yeah. But on some real shit though bro. Like you suppose to know if you \$1 off. It’s like you don't even know.”

90. At approximately 7:31 a.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 477]. During this conversation MAXEY told MOORE, “So like 12 grams of work [narcotics] missing. So what I’m gone do, what I got to deal with it?” Later in the conversation MOORE questioned MAXEY on the amount of missing narcotics. More specifically, MOORE said, “Twelve grams Tone?” MAXEY replied, “Twelve grams bro yes. I ain’t pop [sell] all that shit that fast.” MOORE said, “So a muthfucka gone take 12 grams of work [narcotics] bro? That’s a half. Four bitches [Four eight-balls of crack cocaine]. Later in the conversation MOORE said, “If I was missing fucking \$3 I’d know it. You don’t even know what the fuck you missing. If I was missing \$5 I would know it.” MAXEY responded, “I know what I’m missing man. Get the fuck out of here.”

MOORE said, "You don't know it, You talking about...it was 200 [\$200], it was a 4 [\$400]. What was it? Twelve grams? Come on. Someone steal four eight-balls Tone? Four eight-balls Tone? Four eight-balls?" MOORE told MAXEY, "Four eight-balls bro? You better start being responsible man." Later in the conversation, MOORE told MAXEY, "None of my other places I have problems. None of the other things I be doing, nobody taking no losses, nobody's losing, everybody's winning. Everybody be winning Tone...that I fuck with, know that. And we don't be taking no losses." MAXEY responded, "What, okay, whatever." MOORE said, "Exactly. Get on top of yo shit. I told you...I been telling you. Secure yo shit. Make sure your shit straight."

91. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraphs immediately above, MAXEY informed MOORE that he believed money and narcotics were stolen from his house. MOORE questioned MAXEY regarding the DTO's missing narcotics.

ii. *MOORE and MAXEY Discussed MAXEY's supply of narcotics.*

92. On or about May 3, 2019, at approximately 2:46 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 1328]. During the call MOORE asked, "Did you want me to drop them [narcotics] off before I left?" MAXEY replied. "Ummmm, I still have some demo [narcotics]. I got, I got the ticket [money] for it though. You know what I'm saying so. You know like I still have something left. If you ain't want to that right, right now."

93. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE and MAXEY discussed the amount of narcotics that MAXEY had left and if MAXEY needed more.

iii. *MOORE directed MAXEY to transfer narcotics to GREENE.*

94. On or about May 3, 2019, at approximately 2:57 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 1329]. MOORE said, "I need you to grab something for me Joe. When Ernie [GREENE] get there, I want you to give it to him for me." MAXEY asked, "What do you need me to grab bro? Where is it?" MOORE replied, "No I'm gonna to give it to ya. About to be there in about like two minutes. It's some bitches [eight-balls of crack cocaine weighing approximately three grams each]. I'm finna be gone." MAXEY said, "Aight. Okay." MOORE said, "I'll be there in two, three minutes bro. I will call you when I'm pulling in the alley." MAXEY said, "Aight." MOORE said, "Aight."

95. At approximately 3:01 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 1334]. MOORE said, "Ah come on out bro." MAXEY said, "Aight."

96. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE told MAXEY that he would come by the residence to drop off crack cocaine for MAXEY to give to GREENE.

iv. MAXEY informs MOORE of law enforcement activity is in the area of the DTO.

97. On or about May 23, 2019, at approximately 4:43 p.m., MAXEY, using telephone number XXX-XXX-2779, placed a call to MOORE, using Target Phone 1 [Session 8866]. During the call MAXEY said, “Hey bro. Tell shorty [member of the DTO] bro, he can’t serve [sell narcotics] nobody over here bro. Please tell him to stop serving [unintelligible] motherfuckers come in here bro. The Dics [police], they stopped a motherfucker, like one of Samir people coming from here. That was here fucking with Samir, you know what I’m saying in the alley. You know what I’m saying. Please bro, tell him he can’t bro. Please tell him not to.” MOORE asked, “Who was it?” MAXEY said, “They stop like a regular Indian bro. You know what I’m saying, they made him take his shoes off and all that shit.” Later in the conversation MOORE said, “Yeah. Okay, he said he [member of the DTO] been going on Arthur and Campbell.” MAXEY said, “Man joe, like I was just, bro no he ain’t bro. He just served a motherfucker in the back bro. He got motherfuckers coming in here bro. He just served [sold narcotics] a motherfucker in the back of, in the garage. Bro, he be having motherfuckers, I don’t know about every time, but he has motherfuckers come right there. You know what I’m saying.” MOORE said, “Yeah, okay bro, I got you.”

98. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MAXEY informed MOORE that police were in the area and stopping individuals after leaving MAXEY’S residence. MAXEY

explained to MOORE that the way a member of the DTO was selling narcotics was drawing police attention.

v. *MOORE directs MAXEY to sell narcotics to the DTO's customers.*

99. On or about May 27, 2019, at approximately 6:10 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-7366, used by an Unknown Male (UM-7366) [Session 10404]. During that call MOORE told UM-7366, "Ten minutes." UM-7366 said, "[Unintelligible] ten minutes or an hour Moe?" MOORE said, "No, for real ten minutes. Dude right there on Devon and Campbell. He got a bike, he finna come right now." UM-7366 said, "Moe, I'm not going man." MOORE said, "Huh?" UM-7366 said, "You playing." MOORE said, "He's coming right now." UM-7366 said, "Okay, okay. You mean now?" MOORE said, "Yeah." UM-7366 said, "Okay, come then."

100. On or about May 27, 2019, at approximately 6:12 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 10407]. During the call MOORE said, "Alfred got 50 (\$50). You heard me?" MAXEY said, "Yeah, you say Alfred? Where he at?" MOORE said, "He at his crib [residence] on Pratt." MAXEY said, "Alright."

101. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE received a telephone call from an individual (UM-7366) to purchase crack cocaine. MOORE, in turn, contacted MAXEY and directed him to deliver the crack cocaine to UM-7366.

102. On or about June 8, 2019, at approximately 3:42 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-4120, used by an Unknown Male (UM-4120) [Session 14668]. During that call MOORE said, "What's up Ali?" UM-4210 said, "What's up man. I need a 50 [\$50 worth of crack cocaine]." MOORE said, "Alright 30 minutes... 20 minutes I'll be there." UM-4210 said, "Alright. Room 108." MOORE said, "108. In the Omar [O-Mi Motel located at 5611 North Lincoln Avenue]?" UM-4210 said, "No uhh, Hard." MOORE said, "Huh?" UM-4210 said, "Hard. The first one. They don't have OMAR [O-Mi Motel located at 5611 North Lincoln Avenue], they don't have a room." MOORE asked, "So which one you went too?" UM-4210 said, "Uhh. Before that." MOORE asked, "Apache [Apache Motel located at 5535 North Lincoln Avenue]?" UM-4210 said, "[Unintelligible]. No the other one." MOORE said, "Janice house [Guest House Motel located at 2600 West Bryn Mawr Avenue]?" UM-4210 said, "No...yeah." MOORE said, "Yeah you gone have to come out. I'm not coming in there. That lady, she be watching uhh." UM-4210 said, "Alright. I'll meet you in the car." MOORE said, "Alright."

103. At approximately 4:26 p.m., MOORE, who was using Target Phone 1, contacted telephone number XXX-XXX-2779, used by MAXEY [Session 14676]. During the call MOORE said, "Aye. Ali at the hotel at the Omar [O-Mi Motel located at 5611 North Lincoln Avenue]..... I mean at the Guest House [Guest House Motel located at 2600 West Bryn Mawr Avenue]." He need a 50 [\$50 worth of crack cocaine]." MAXEY said, "Okay. I'll be there in about five or six minutes." MOORE said, "Call him." MAXEY said, "Alright."

104. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described in the paragraph immediately above, MOORE directed MAXEY to sell \$50 worth of crack cocaine to a customer (UM-4210). MOORE informed MAXEY where the customer was located and directed MAXEY to call the customer when he was on his way.

105. On or about June 20, 2019, at approximately 9:16 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-6176, used by an Unknown Male (UM-6176) [Session 17860]. During that call UM-6176 said, "Yeah, four for sixty [four \$20 bags of crack cocaine for \$60]?" MOORE said, "No." UM-6176 said, "What the fuck, that's all I got." MOORE said, "I don't care man. It's not what you want all the time." UM-6176 said, "No you told me that. I'm trying to work with you." MOORE said, "Aight. Where you at man?" UM-6176 said, "I'm on Devon and California." MOORE said, "Go to Devon and Campbell right now." UM-6176 asked, "Devon and Campbell?" MOORE said, "Yup."

106. At approximately 9:31 p.m., MOORE, who was using Target Phone 1, was contacted by telephone number XXX-XXX-2779, used by MAXEY [Session 17873]. During the call MOORE said, "Yeah, Mike got 60 [\$60], he over there." MAXEY asked, "Where he at?" MOORE said, "Campbell." MAXEY said, "Aight."

107. Based on the above wire interceptions, my training and experience and my understanding of the investigation, I believe that, in the conversation described

in the paragraph immediately above, MOORE received a telephone call from a customer looking to purchase four \$20 bags of crack cocaine for \$60. MOORE contacted MAXEY to meet the customer in the vicinity of Devon and Campbell to sell the crack cocaine.

CONCLUSION

108. Based on the foregoing, I respectfully submit that there is probable cause to believe that from no later than in or about February 2019 and continuing to on or about June 20, 2019, JOSHUA MOORE, (a.k.a. “Big Moe” and “Big Guy”), JOHN HEARD, (a.k.a. “Bird”), EARNEST GREENE, (a.k.a. “Ernie”), JOSE FONTANEZ, (a.k.a. “Joey Crack”), and ANTONIO MAXEY, a.k.a. “Tone”), did conspire with others known and unknown to knowingly and intentionally possess with intent to distribute and distribute a controlled substance, namely 28 grams or more of mixtures and substances containing a detectable amount of cocaine base, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 846.

FURTHER AFFIANT SAYETH NOT.

COREY DOSTER
Special Agent, Federal Bureau of
Investigation

SUBSCRIBED AND SWORN to before me on July 1, 2020.

JEFFREY T. GILBERT
United States Magistrate Judge