

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

<p>UNITED STATES OF AMERICA</p> <p>v.</p> <p>LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,” SAMMIE BOOKER, a/k/a “Sam Bug,” “Bug,” and “Terminator,” TREMAYNE THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,” JUHWUN FOSTER, MARCHELLO DEVINE, a/k/a “Chello,” RONTRELL TURNIPSEED, a/k/a “Mane Mane,” “Man Man,” and “Lil’ Boss,” KEITH CHATMAN, a/k/a “Lil’ Keith,” and “Pinky,” STEVON SIMS, a/k/a “Tito,” DEANDRE SPANN, a/k/a “12,” MIKAL JONES, and ANTONIO DEVINE, a/k/a “Lil’ Chello”</p>	<p>No.</p> <p>Violations: Title 18, United States Code, Sections 924(c)(1)(A), 1951(a), 1959(a), and 1962(d)</p> <p><u>INDICTMENT</u></p> <p><u>UNDER SEAL</u></p>
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COUNT ONE

The SPECIAL AUGUST 2015 GRAND JURY charges:

THE RACKETEERING ENTERPRISE

At times material to this Indictment:

1. There existed a criminal organization, that is, a group of individuals consisting of defendants LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,” SAMMIE BOOKER, a/k/a “Sam Bug,” “Bug,” and “Terminator,” TREMAYNE

THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,” JUHWUN FOSTER, MARCHELLO DEVINE, a/k/a “Chello,” RONTRELL TURNIPSEED, a/k/a “Mane Mane,” “Man Man,” and “Lil’ Boss,” KEITH CHATMAN, a/k/a “Lil’ Keith,” and “Pinky,” STEVON SIMS, a/k/a “Tito,” DEANDRE SPANN, a/k/a “12,” Jasper Davidson (now deceased), a/k/a “Pierre,” and “Postman,” Jonathan Roy (now deceased), a/k/a “Big Spiffy,” Justin Cook (now deceased), a/k/a “Big J,” and others known and unknown to the Grand Jury, which was known as the Four Corner Hustlers. The Four Corner Hustlers operated in and around the greater Chicago area.

2. This criminal organization, including its leadership, membership, and associates, constituted an “enterprise” as that term is defined in Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, which enterprise engaged in, and the activities of which affected, interstate and foreign commerce.

3. The Four Corner Hustlers Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

PURPOSES OF THE ENTERPRISE

4. The purposes of the Four Corner Hustlers Enterprise included, but were not limited to, the following:

a. Enriching the leaders, members, and associates of the enterprise through the use of threats, intimidation, and violence, including, but not limited to, acts of murder, robbery, extortion, and the illegal trafficking of controlled substances;

b. Promoting and enhancing the enterprise and its members' and associates' activities;

c. Preserving and protecting the power, territory, operations, and proceeds of the enterprise through the use of threats, intimidation, and violence, including, but not limited to, acts of murder, attempted murder, aggravated battery with a firearm, and other acts of violence;

d. Keeping victims and witnesses in fear of the enterprise and in fear of its leaders, members, and associates through acts and threats of violence; and

e. Taking steps designed to prevent law enforcement's detection of the enterprise's criminal activities.

RACKETEERING CONSPIRACY

5. Beginning no later than in or about the mid-1990s, and continuing until in or about 2017 in the Northern District of Illinois, Eastern Division, and elsewhere,

LABAR SPANN, a/k/a "Bro Man," "B," and "Wheels,"
SAMMIE BOOKER, a/k/a "Sam Bug," "Bug," and "Terminator,"
TREMAYNE THOMPSON, a/k/a "Scarface," "Face," and "Trigga,"
JUHWUN FOSTER,
MARCHELLO DEVINE, a/k/a "Chello,"
RONTRELL TURNIPSEED, a/k/a "Mane Mane," "Man Man," and "Lil' Boss,"
KEITH CHATMAN, a/k/a "Lil' Keith," and "Pinky,"
STEVON SIMS, a/k/a "Tito," and
DEANDRE SPANN, a/k/a "12,"

defendants herein, Jasper Davidson, a/k/a "Pierre," and "Postman" (now deceased), Jonathon Roy, a/k/a "Big Spiffy" (now deceased), and Justin Cook, a/k/a "Big J" (now deceased), and others known and unknown to the Grand Jury, being persons employed by and associated with the Four Corner Hustlers Enterprise, which

engaged in, and the activities of which affected, interstate and foreign commerce, knowingly conspired to violate Title 18, United States Code, Section 1962(c), that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of the enterprise through a pattern of racketeering activity consisting of multiple:

a. Acts involving murder, in violation of Title 720, Illinois Compiled Statutes, Sections 5/5-1, 5/5-2, 5/8-2, 5/8-4, and 5/9-1;

b. Acts involving robbery, in violation of Title 720, Illinois Compiled Statutes, Sections 5/5-1, 5/5-2, 5/8-2, 5/8-4, 5/18-1, and 5/18-2;

c. Acts indictable under Title 18, United States Code, Sections 1512 and 1513 (relating to tampering with, and retaliating against, a witness, victim, and an informant);

d. Acts indictable under Title 18, United States Code, Section 1951 (relating to interference with commerce, robbery, and extortion);

e. Offenses involving the illegal distribution of controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

6. It was part of the conspiracy that each defendant agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise.

MEANS AND METHODS OF THE CONSPIRACY

7. It was further part of the conspiracy that the means and methods by which the defendants and their associates conducted and participated in the conduct of the affairs of the enterprise included the following:

a. Members of the enterprise and their associates employed and used gang-related terminology, symbols, and gestures, including the hand sign showing four fingers;

b. To perpetuate the enterprise and to maintain and extend their power, members of the enterprise and their associates committed illegal acts, including murder, attempted murder, and aggravated battery with a firearm against individuals who posed a threat to the enterprise and jeopardized its operations;

c. Members of the enterprise and their associates shared in the proceeds of the enterprise's illegal activities, including, but not limited to, robberies and the illegal trafficking of controlled substances;

d. Members of the enterprise and their associates used multiple cellular telephones to communicate with one another concerning and during the commission of the enterprise's illegal activities;

e. Members of the enterprise and their associates obtained, used, carried, possessed, brandished, and discharged firearms in connection with the enterprise's illegal activities, including, but not limited to, murder, attempted murder, aggravated battery, robbery, extortion, and the illegal trafficking of controlled substances;

f. Members of the enterprise and their associates managed the procurement, transfer, use, concealment, and disposal of firearms and dangerous weapons within the enterprise to protect their territory, personnel, and operations,

and to deter, eliminate, and retaliate against competitors, and rival criminal organizations and persons;

g. Members of the enterprise and their associates concealed and hid, and caused to be concealed and hidden, the purposes of the acts done in furtherance of the enterprise, and used coded language, surveillance, and counter-surveillance techniques, and other means to avoid detection and apprehension by law enforcement and provided security to members and associates of the enterprise;

h. Members of the enterprise and their associates monitored law enforcement radio frequencies in order to detect and avoid law enforcement inquiry into their illegal activities;

i. Members of the enterprise and their associates had nominees obtain rental vehicles for the purpose of concealing members' and associates' use of those vehicles during the commission of the enterprise's illegal activities;

j. Members of the enterprise and their associates identified victims from whom they could obtain distribution quantities of controlled substances and large sums of money by robbing and extorting them;

k. Members of the enterprise and their associates conducted surveillance of intended murder, robbery, and extortion victims;

l. Members of the enterprise and their associates used threats of violence, violence, intimidation, and retaliatory acts of violence to cause victims and witnesses to not report, and not be truthful about, the Four Corner Hustlers criminal acts to law enforcement;

m. Members of the enterprise and their associates conspired to distribute, distributed, possessed with the intent to distribute, and caused to be distributed quantities of controlled substances in and around Chicago, Illinois, and elsewhere, that the members of the enterprise and their associates obtained through, among other means, robberies, extortions, threats of violence, violence, and intimidation;

n. Members of the enterprise and their associates had locations in Chicago where members of the enterprise and their associates managed the illegal distribution of user quantities of controlled substances, and which locations included, but were not limited to, the following:

i. The area around West Van Buren Street to West Filmore Street and South Kilbourn Avenue to South Independence Boulevard in Chicago, Illinois;

ii. The area around West Chicago Avenue and North Avers Avenue in Chicago, Illinois;

iii. The LeClaire Courts housing projects in the area between South Laramie Avenue and Cicero Avenue and West 47th Street and the Stevenson Expressway in Chicago, Illinois; and

iv. The area around West Adams Street to West Jackson Boulevard and South Keeler Avenue to South Pulaski Road in Chicago, Illinois;

o. Members of the enterprise and their associates earned money for their members and financed their activities using funds obtained by the illegal

trafficking of controlled substances, including the distribution of and possession with intent to distribute marijuana, cocaine, cocaine base, and heroin;

p. Members of the enterprise and their associates possessed, distributed, and possessed with intent to distribute controlled substances in the conduct of the affairs of the enterprise;

q. Members of the enterprise and their associates committed murders in the conduct of the affairs of the enterprise including, but not limited to, the following:

i. The murder of Carlos Caldwell by LABAR SPANN and SAMMIE BOOKER on or about January 19, 2000;

ii. The murder of Maximillion McDaniel by LABAR SPANN and SAMMIE BOOKER on or about July 25, 2000;

iii. The murder of Levar Smith by LABAR SPANN and SAMMIE BOOKER on or about August 14, 2000;

iv. The murder of George King by LABAR SPANN, SAMMIE BOOKER, TREMAYNE THOMPSON, and JUHWUN FOSTER, on or about April 8, 2003;

v. The murder of Willie Woods, a/k/a "Foots," by LABAR SPANN, SAMMIE BOOKER, TREMAYNE THOMPSON, and JUHWUN FOSTER, on or about April 16, 2003; and

vi. The murder of Rudy Rangel, a/k/a "Kato," by LABAR SPANN on or about June 4, 2003;

r. Members of the enterprise and their associates committed attempted murders in the conduct of the affairs of the enterprise;

s. Members of the enterprise and their associates committed aggravated batteries with firearms in the conduct of the affairs of the enterprise;

t. Members of the enterprise and their associates committed robberies and extortions in the conduct of the affairs of the enterprise; and

u. Members of the enterprise and their associates, and others known and unknown, committed obstruction of justice, attempted obstruction of justice, and conspiracy to attempt to obstruct justice and obstruct justice, in the conduct of the affairs of the enterprise.

NOTICE OF SPECIAL FINDINGS FOR COUNT ONE

1. Each of the murders identified in Paragraph 7(q)(i)-(vi) was committed in violation of Title 720, Illinois Compiled Statutes, Section 5/9-1(a), in that in each such instance the named defendants killed the named victim(s) without lawful justification in performing acts which caused the death of the named victim(s): (a) intending to kill and do great bodily harm to the named victim(s), and knowing that such acts would cause death to the named victim(s); and (b) knowing that such acts created a strong probability of death and great bodily harm to the named victim(s).

2. Each of the murders identified in Paragraph 7(q)(i)-(vi) was committed in violation of Title 720, Illinois Compiled Statutes, Section 5/9-1(b)(11), in that in each such instance (a) the murder was committed in a cold, calculated and

premeditated manner pursuant to a preconceived plan, scheme and design to take a human life by unlawful means; and (b) the conduct of the named defendant(s) created a reasonable expectation that the death of a human being would result therefrom.

3. Each of the murders identified in Paragraph 7(q)(v) and 7(q)(vi) was committed in violation of Title 720, Illinois Compiled Statutes, Section 5/9-1(b)(5), in that the named defendant(s) committed the murders pursuant to a contract, agreement and understanding by which the named defendants were to receive money and anything of value in return for committing the murders, and procured another to commit the murder for money and anything of value.

4. Each of the murders identified in Paragraph 7(q)(i)-(v) was committed in violation of Title 730, Illinois Compiled Statutes, Section 5/5-8-1(d)(iii), in that SAMMIE BOOKER (the murders in Paragraphs 7(q)(i)-(iii)), TREMAYNE THOMPSON (the murders in Paragraphs 7(q)(iv)-(v)), and JUHWUN FOSTER (the murders in Paragraphs 7(q)(iv)-(v)), each personally discharged a firearm that proximately caused great bodily harm, permanent disability, permanent disfigurement, and death to another person.

All in violation of Title 18, United States Code, Section 1962(d).

COUNT TWO

The SPECIAL AUGUST 2015 GRAND JURY further charges:

1. Paragraphs One through Four of Count One are incorporated here.
2. At times relevant to this Indictment, the Four Corner Hustlers Enterprise, including leadership, members, and associates, constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), namely, a group of individuals associated in fact, which was engaged in, and the activities of which affected, interstate and foreign commerce.
3. At times relevant to this Indictment, the above-described enterprise, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), namely, offenses involving the illegal distribution of controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1) and 846; acts indictable under Title 18, United States Code, Sections 1512, 1513, and 1951(a); and acts involving murder and robbery, in violation of Illinois state law.

4. On or about April 12, 2003, at Chicago, in the Northern District of Illinois, Eastern Division,

LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,”
TREMAYNE THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,” and
JUHWUN FOSTER,

defendants herein, and others known and unknown to the Grand Jury, for the purpose of maintaining and increasing position in the Four Corner Hustlers Enterprise, an enterprise engaged in racketeering activity, did knowingly commit the murder of an individual, namely, Willie Woods, a/k/a “Foots,” in violation of the laws of the State of Illinois (Title 720, Illinois Compiled Statutes, Sections 5/9-1, 5/5-1, and 5/5-2);

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

COUNT THREE

The SPECIAL AUGUST 2015 GRAND JURY further charges:

1. Paragraphs One through Three of Count Two are incorporated here.
2. On or about June 4, 2003, at Chicago, in the Northern District of Illinois,

Eastern Division,

LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,”

defendant herein, and others known and unknown to the Grand Jury, for the purpose of maintaining and increasing position in the Four Corner Hustlers Enterprise, an enterprise engaged in racketeering activity, did knowingly commit the murder of an individual, namely, Rudy Rangel, a/k/a “Kato,” in violation of the laws of the State of Illinois (Title 720, Illinois Compiled Statutes, Sections 5/9-1, 5/5-1, and 5/5-2);

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

COUNT FOUR

The SPECIAL AUGUST 2015 GRAND JURY further charges:

On or about September 26, 2013, at Chicago, in the Northern District of Illinois, Eastern Division,

LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,”
TREMAYNE THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,”
MIKAL JONES, and
ANTONIO DEVINE, a/k/a “Lil’ Chello,”

defendants herein, conspired with others known and unknown to the Grand Jury, to obstruct, delay, and affect commerce and the movement of any article in commerce by extortion, as “extortion,” and “commerce” are defined in Title 18, United States Code, Section 1951(b), namely to obtain the property from another, with his consent, induced by wrongful use of actual and threatened force, violence, and fear, from Victim A;

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

COUNT FIVE

The SPECIAL AUGUST 2015 GRAND JURY further charges:

On or about September 26, 2013, at Chicago, in the Northern District of Illinois, Eastern Division,

TREMAYNE THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,” and
MIKAL JONES,

defendants herein, and others known and unknown to the Grand Jury, did use, carry and brandish a firearm, during and in relation to a crime of violence for which defendant may be prosecuted in a court of the United States, namely, an extortion affecting commerce, as charged in Count Four, in violation of Title 18, United States Code, Section 1951(a);

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

NOTICE OF SPECIAL FINDINGS

The SPECIAL AUGUST 2015 GRAND JURY further alleges:

1. The allegations set forth in Counts Two and Three of this Indictment are incorporated here.

2. As to Count Two of this Indictment, defendant LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels”:

a. Was more than 18 years old at the time of the offense, Title 18, United States Code, Section 3591(a)(2);

b. Intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(C);

c. Intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(D);

d. Committed the offense after having previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than 1 year, involving the use and attempted and threatened use of a firearm against another person, Title 18, United States Code, Section 3592(c)(2);

e. Committed the offense as consideration for the receipt, and in the expectation of the receipt, of anything of pecuniary value, Title 18, United States Code, Section 3592(c)(8);

f. Committed the offense after substantial planning and premeditation to cause the death of a person, Title 18, United States Code, Section 3592(c)(9); and

g. Had previously been convicted of two or more State offenses punishable by a term of imprisonment of more than one year, committed on different occasions, involving the distribution of a controlled substance, Title 18, United States Code, Section 3592(c)(10).

3. As to Count Two of this Indictment, defendant TREMAYNE THOMPSON, a/k/a , “Scarface,” “Face,” and “Trigga”:

a. Was more than 18 years old at the time of the offense, Title 18, United States Code, Section 3591(a)(2);

b. Intentionally killed the victim, Title 18, United States Code, Section 3591(a)(2)(A);

c. Intentionally inflicted serious bodily injury that resulted in the death of the victim, Title 18, United States Code, Section 3591(a)(2)(B);

d. Intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(C);

e. Intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(D);

f. Committed the offense after having previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than 1 year, involving the use and attempted and threatened use of a firearm against another person, Title 18, United States Code, Section 3592(c)(2); and

g. Committed the offense in an especially heinous, cruel and depraved manner in that it involved torture and serious physical abuse to the victim, Title 18, United States Code, Section 3592(c)(6).

4. As to Count Two of this Indictment, defendant JUHWUN FOSTER:

a. Was more than 18 years old at the time of the offense, Title 18, United States Code, Section 3591(a)(2);

b. Intentionally killed the victim, Title 18, United States Code, Section 3591(a)(2)(A);

c. Intentionally inflicted serious bodily injury that resulted in the death of the victim, Title 18, United States Code, Section 3591(a)(2)(B);

d. Intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection

with a person, other than one of the participants in the offense, and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(C);

e. Intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(D);

f. Committed the offense after having previously been convicted of a Federal or State offense punishable by a term of imprisonment of more than 1 year, involving the use and attempted and threatened use of a firearm against another person, Title 18, United States Code, Section 3592(c)(2); and

g. Committed the offense in an especially heinous, cruel and depraved manner in that it involved torture and serious physical abuse to the victim, Title 18, United States Code, Section 3592(c)(6).

5. As to Count Three of this Indictment, defendant LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels”:

a. Was more than 18 years old at the time of the offense, Title 18, United States Code, Section 3591(a)(2);

b. Intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(C);

c. Intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offense, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act, Title 18, United States Code, Section 3591(a)(2)(D);

d. Committed the offense as consideration for the receipt, and in the expectation of the receipt, of anything of pecuniary value, Title 18, United States Code, Section 3592(c)(8);

e. Committed the offense after substantial planning and premeditation to cause the death of a person, Title 18, United States Code, Section 3592(c)(9); and

f. Had previously been convicted of two or more State offenses punishable by a term of imprisonment of more than one year, committed on different occasions, involving the distribution of a controlled substance, Title 18, United States Code, Section 3592(c)(10).

FORFEITURE ALLEGATION

The SPECIAL AUGUST 2015 GRAND JURY alleges:

1. The allegations of Count One of this Indictment are incorporated here for the purpose of alleging that certain property is subject to forfeiture to the United States, pursuant to Title 18, United States Code, Section 1963.

2. As a result of their violation of Title 18, United States Code, Section 1962(d), as alleged in the foregoing Indictment,

LABAR SPANN, a/k/a “Bro Man,” “B,” and “Wheels,”
SAMMIE BOOKER, a/k/a “Sam Bug,” “Bug,” and “Terminator,”
TREMAYNE THOMPSON, a/k/a “Scarface,” “Face,” and “Trigga,”
JUHWUN FOSTER,
MARCHELLO DEVINE, a/k/a “Chello,”
RONTRELL TURNIPSEED, a/k/a “Mane Mane,” “Man Man,” and “Lil’ Boss,”
KEITH CHATMAN, a/k/a “Lil’ Keith,” and “Pinky,”
STEVON SIMS, a/k/a “Tito,” and
DEANDRE SPANN, a/k/a “12,”

defendants herein, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1963(a)(1), (a)(2), and (a)(3), any interest acquired and maintained in violation of Section 1962; any interest in, security of, claim against, and property and contractual right of any kind affording a source of influence over any enterprise which the person has established, operated, controlled, conducted, and participated in the conduct of, in violation of Section 1962; and any property constituting, and derived from, any proceeds which the person obtained, directly and indirectly, from racketeering activity in violation of Section 1962.

3. If any of the property described above as being subject to forfeiture, pursuant to Title 18, United States Code, Section 1963(a)(1), (a)(2), and (a)(3), as a result of any act or omission of the defendants:

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

it is the intent of the United States to seek forfeiture of substitute property belonging to the defendants under the provisions of Title 18, United States Code, Section 1963(m).

A TRUE BILL:

FOREPERSON

ACTING UNITED STATES ATTORNEY