

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA	:	Hon. Kevin McNulty, U.S.D.J.
	:	
v.	:	Crim. No. 22-539 (KM)
	:	
MIGUEL NUNEZ	:	21 U.S.C. §§ 841(a)(1) and (b)(1)(B)
	:	18 U.S.C. §§ 111(a)(1) and (b)

**SUPERSEDING INFORMATION**

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

**COUNT ONE**

(Possession with Intent to Distribute Fentanyl)

On or about March 24, 2021, in Union County, in the District of New Jersey and elsewhere, the defendant,

**MIGUEL NUNEZ,**

did knowingly and intentionally possess with intent to distribute 40 grams or more of a mixture and substance containing a detectable amount of fentanyl, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B), and Title 18, United States Code, Section 2.

**COUNT TWO**

(Resisting or Impeding Certain Officers or Employees)

On or about March 24, 2021, in Union County, in the District of New Jersey and elsewhere, the defendant,

**MIGUEL NUNEZ,**

did forcibly resist and interfere with a person designated in Title 18, United States Code, Section 1114, namely a Task Force Officer employed by the Drug Enforcement Administration (“Victim-1”), while Victim-1 was engaged in, and on account of, the performance of Victim-1’s official duties, using a deadly or dangerous weapon, that is, a motor vehicle, and such acts inflicted bodily injury on Victim-1.

In violation of Title 18, United States Code, Sections 111(a)(1) and (b).

### **FORFEITURE ALLEGATION AS TO COUNT ONE**

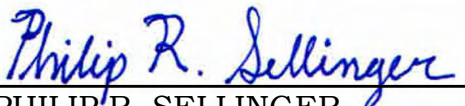
As a result of committing the controlled substance offense alleged in Count One of this Superseding Information, the defendant, MIGUEL NUNEZ, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of the said offense and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense alleged in Count One of this Superseding Information.

### **SUBSTITUTE ASSETS PROVISION**

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

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

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendant up to the value of the above-described forfeitable property.

  
PHILIP R. SELLINGER  
United States Attorney

**CASE NUMBER: 22-539**

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**United States District Court  
District of New Jersey**

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**UNITED STATES OF AMERICA**

**v.**

**MIGUEL NUNEZ**

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**SUPERSEDING INFORMATION FOR**

**21 U.S.C. §§ 841(a)(1) and (b)(1)(B)  
18 U.S.C. §§ 111(a)(1) and (b)**

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**PHILIP R. SELLINGER  
UNITED STATES ATTORNEY  
FOR THE DISTRICT OF NEW JERSEY**

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**RAY MATEO  
BENJAMIN LEVIN  
ASSISTANT U.S. ATTORNEYS  
NEWARK, NEW JERSEY  
973-645-2926**

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