UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon. Susan D. Wigenton
	:	
v.	:	Crim. No. 19-390
	:	
BARTHOLOMEW PADOVANO	:	21 U.S.C. § 846
	:	18 U.S.C. § 1956(h)

S U P E R S E D I N G I N F O R M A T I O N

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

COUNT ONE
(Conspiracy to Distribute and Possess with Intent to Distribute Controlled Substance Analogues Intended for Human Consumption and Controlled Substances)

From at least as early as in or around January 2014 through in or around September 2020, in the District of New Jersey, and elsewhere, the defendant,

BARTHOLOMEW PADOVANO,

knowingly and intentionally conspired and agreed with others, including co-conspirator Thomas Padovano, to distribute and possess with intent to distribute controlled substance analogues, as defined in Title 21, United States Code, Section 802(32), intended for human consumption, as provided in Title 21, United States Code, Section 813, and controlled substances, including the following:

a. 10 grams or more of a mixture and substance containing a detectable amount of 4-fluoroisobutyryl fentanyl (also known by names such as "4-FIBF," "FIBF," and "para-fluoroisobutyryl fentanyl"), a Schedule I controlled substance analogue until May 3, 2017, and a Schedule I controlled substance thereafter, contrary to Title 21, United States Code, Sections 802(32), 813, 841(a)(1), and 841(b)(1)(B);

b. 10 grams or more of a mixture and substance containing a detectable amount of furanyl fentanyl ("FUF"), a Schedule I controlled substance analogue until November 29, 2016, and a Schedule I controlled substance thereafter, contrary to Title 21, United States Code, Sections 802(32), 813, 841(a)(1), and 841(b)(1)(B);

c. A mixture and substance containing a detectable amount of methylone, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C);

d. A mixture and substance containing a detectable amount of 3,4-Methylenedioxymethamphetamine (also known by names such as "MDMA," "ecstasy," and "Molly") and its controlled substance analogues intended for human consumption, all Schedule I controlled substances, contrary to Title 21, United States Code, Sections 802(32), 813, 841(a)(1), and 841(b)(1)(C); and

e. A mixture and substance containing a detectable amount of ketamine, a Schedule III controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(E).

In violation of Title 21, United States Code, Section 846.

COUNT TWO

(Conspiracy to Launder Monetary Instruments –
Domestic Concealment Money Laundering)

From at least as early as in or around January 2017 through in or around September 2019 in the District of New Jersey and elsewhere, the defendant,

BARTHOLOMEW PADOVANO,

knowingly and intentionally conspired and agreed with others, including co-conspirator Thomas Padovano, to conduct and attempt to conduct financial transactions affecting interstate and foreign commerce, which involved the proceeds of a specified unlawful activity, that is, conspiracy to distribute and possess with intent to distribute controlled substance analogues intended for human consumption and controlled substances as alleged in Count One, knowing that the transactions were designed in whole and in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of the specified unlawful activity, and knowing that the property involved in the financial transactions represented the proceeds of some form of unlawful activity, contrary to Title 18, United States Code, Section 1956(a)(1)(B)(i).

GOAL OF THE CONSPIRACY

1. It was the goal of the conspiracy for defendant BARTHOLOMEW PADOVANO and others, including co-conspirator Thomas Padovano, to conceal the nature, location, source, ownership, and control of illicit proceeds, including drug trafficking proceeds.

MANNER AND MEANS OF THE CONSPIRACY

2. It was part of the conspiracy that:

a. From at least as early as in or around January 2017 through in or around September 2019, co-conspirator Thomas Padovano transferred and caused to be transferred narcotics proceeds, in the form of cash, to bank accounts belonging to other individuals, including defendant BARTHOLOMEW PADOVANO.

b. From at least as early as in or around January 2017 through in or around September 2019, defendant BARTHOLOMEW PADOVANO made cash deposits of illicit narcotics proceeds into business bank accounts he controlled and to which he was the signatory (the "Padovano Business Accounts").

c. From at least as early as in or around January 2017 through in or around September 2019, defendant BARTHOLOMEW PADOVANO made cash deposits of illicit narcotics proceeds into a business bank account to which another family member of defendant BARTHOLOMEW PADOVANO ("Individual-2") was the sole signatory (the "Individual-2 Business Account").

d. From at least as early as in or around January 2017 through in or around September 2019, defendant BARTHOLOMEW PADOVANO made cash deposits of illicit narcotics proceeds into a personal bank account that defendant BARTHOLOMEW PADOVANO held jointly with Individual-2 (the "Padovano Joint Account").

e. From in or around April 2018 through in or around July 2018, defendant BARTHOLOMEW PADOVANO made cash deposits of illicit narcotics proceeds into a personal account belonging to one of his associates ("Individual-3") (the "Individual-3 Account").

f. Once such illicit narcotics proceeds were deposited into the Padovano Business Accounts, the Individual-2 Business Account, the Padovano Joint Account, and the Individual-3 Account (collectively, the "Bank Accounts"), defendant BARTHOLOMEW PADOVANO commingled and transferred the funds between the Bank Accounts to conceal and disguise their nature, location, source, ownership, and control.

g. Once such illicit narcotics proceeds were deposited into the Bank Accounts, defendant BARTHOLOMEW PADOVANO retained a portion of the funds for himself to enrich himself and pay for expenses and transferred a portion of the funds to his son, co-conspirator Thomas Padovano.

h. At times, defendant BARTHOLOMEW PADOVANO and co-conspirator Thomas Padovano forged and caused to be forged Individual-2's signature on bank checks to withdraw illicit narcotics proceeds from the Individal-2 Business Account, without Individual-2's knowledge or consent.

All in violation of Title 18, United States Code, Section 1956(h).

FORFEITURE ALLEGATION ONE

As a result of committing the controlled substance offense in violation of Title 21, United States Code, Section 846, as charged in Count One of this Superseding Information, the defendant,

BARTHOLOMEW PADOVANO,

shall forfeit to the United States of America, pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of the 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.

FORFEITURE ALLEGATION COUNT TWO

As a result of committing the money laundering offense charged in Count Two of this Superseding Information, the defendant,

BARTHOLOMEW PADOVANO,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(1), all property, real or personal, involved in such money laundering offense, and all property traceable to such property.

SUBSTITUTE ASSETS PROVISION
(Applicable to All Forfeiture Allegations)

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

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty,

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

Philip R. Sellinger
PHILIP R. SELLINGER
United States Attorney

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v.

BARTHOLOMEW PADOVANO

SUPERSEDING INFORMATION FOR

21 U.S.C. § 846
18 U.S.C. § 1956(h)

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