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

UNITED STATES OF AMERICA	:	Hon. Mark Falk
	:	
v.	:	Mag. No. 18-3522
	:	
OMAR WYCHE,	:	<u>CRIMINAL COMPLAINT</u>
a/k/a "O Brim,"	:	
a/k/a "Omar Todd"	:	

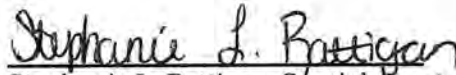
I, Stephanie L. Rattigan, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent of the Federal Bureau of Investigation, and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached pages and made a part hereof.


Stephanie L. Rattigan, Special Agent
Federal Bureau of Investigation

Sworn to and subscribed in my presence, ESSEX COUNTY, NEW JERSEY
This 5th day of March, 2018 County and State

HONORABLE MARK FALK
UNITED STATES MAGISTRATE JUDGE


Signature of Judicial Officer

ATTACHMENT A

COUNT ONE

(Possession with Intent to Distribute Heroin)

On or about February 8, 2017, in Essex County, in the District of New Jersey and elsewhere, the defendant,

**OMAR WYCHE,
a/k/a "O Brim,"
a/k/a "Omar Todd,"**

did knowingly and intentionally possess with the intent to distribute a quantity of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

COUNT TWO

(Possession with Intent to Distribute Heroin)

On or about February 14, 2017, in Essex County, in the District of New Jersey and elsewhere, the defendant,

**OMAR WYCHE,
a/k/a "O Brim,"
a/k/a "Omar Todd,"**

did knowingly and intentionally possess with the intent to distribute a quantity of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

ATTACHMENT B

I, Stephanie L. Rattigan, am a Special Agent with the Federal Bureau of Investigation ("FBI"). I have knowledge of the following facts based upon both my investigation and discussions with other law enforcement personnel and others. Because this affidavit is being submitted for the sole purpose of establishing probable cause to support the issuance of a complaint, I have not included each and every fact that I know concerning this investigation. Where statements of others are related herein, they are related in substance and in part. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

The Investigation

1. Since in or around November 2016, law enforcement has been investigating a drug trafficking organization ("DTO") that has been distributing heroin and other narcotics in or around the area of Hayes Street and 14th Avenue at the New Community Corporation community development ("NCC") in Newark, New Jersey. To date, the investigation has involved physical and video surveillance, dozens of audio and video-recorded controlled purchases of heroin from members of the DTO, seizures of heroin and other controlled substances, and lawfully intercepted wire and electronic communications. To date, law enforcement officers have seized or recovered at least 100 grams of heroin from the DTO.

Narcotics Distribution at NCC

2. Based on this ongoing investigation, law enforcement has determined that the DTO is comprised of members of the Brick City Brim set of the Bloods street gang ("BCB Bloods") and their criminal associates. The DTO primarily operates its drug sales in and around NCC at a location coined by the DTO as the "desert." The desert is a courtyard area within NCC that sits along a pedestrian-only path, making surveillance by law enforcement particularly challenging. The courtyard sits approximately one block from 72 Hayes Street, at which address is a five-story building. The apartments of the building are connected by outdoor walkways that provide optimal vantage points and allow members of the DTO to alert their co-conspirators to the presence of law enforcement or rival gang members or drug dealers.

3. The heroin sold by the DTO has been packaged in glassine envelopes stamped or labeled with various "brands," thus allowing dealers and addicts alike to differentiate and market batches of heroin. For example, the investigation revealed that heroin stamped "Black Caesar" was popular among the DTO members and their customers alike.

Controlled Buys of Heroin from OMAR WYCHE

4. Between on or about December 6, 2016, and on or about February 8, 2018, the FBI has conducted numerous controlled purchases of heroin, and in some cases, other narcotics, in and around NCC, including from OMAR WYCHE, a/k/a "O Brim," a/k/a "Omar Todd" ("WYCHE"). The FBI has used more than one cooperating witness ("CWs") for these purchases. Prior to each controlled purchase, law enforcement officers outfitted each CW with an audio-video recording device, provided the CW with United States currency with which to conduct the controlled purchase, and ensured that the CW did not have any unauthorized contraband or currency before and after each controlled purchase. The FBI's controlled purchases with WYCHE are outlined in the chart below.

Date	Amount Purchased	Stamp	Price Paid
2/8/2017	50 decks ¹ (1 brick)	Imperial (30) Game of Death (10) Off White (10)	\$240
2/14/2017	50 decks (1 brick)	Power King	\$240
3/7/2017	50 decks (1 brick)	Donald Trump	\$250
10/5/2017	50 decks (1 brick)	Blackjack (36) Total Control (10) Unstamped (4)	\$240
2/8/2018	9 decks (1 bundle)	Flatliner (9)	\$150

¹ A "deck" of heroin commonly refers to a single-dose packet, or glassine envelope, of heroin. A "bundle" of heroin commonly refers to approximately 10 decks of heroin, often packaged together. A "brick" of heroin commonly refers to approximately 50 decks, or 5 bundles, of heroin, often packaged together.

5. The substances purchased from WYCHE between on or about February 8, 2017, and on or about March 7, 2017, subsequently field-tested positive for heroin. In addition, subsequent laboratory testing confirmed that the substances purchased from WYCHE on or about February 8, 2017, on or about February 14, 2017, and on or about March 7, 2017, were heroin and weighed approximately 1.52 grams, 1.11 grams, and 1.19 grams, respectively.

Violence at NCC

6. DTO members have also engaged in violence and been the subject of violence in connection with their narcotics trafficking activities, including WYCHE, who was the victim of a January 10, 2018 shooting. DTO members have warned one another about the presence of not just police in and around NCC, but also of rival gang members or drug dealers in and around NCC. For example:
- a. On or about November 10, 2017, at approximately 10:38 a.m., CC-2 called a criminal associate ("UM-2"). During the telephone conversation, CC-2 told UM-2 that a fellow DTO member had "done gone hit up" that morning. (CC-2 was informing UM-2 about an acquaintance that had been shot).² CC-2 asked UM-2 if he knew anything about the shooting. UM-2 said that he did not know. CC-2 surmised that the shooter(s) could have been "from the hood" (friendly fire from within NCC) or could have come from a rival drug trafficking organization. UM-2 responded that he thought it "came from the hood" (someone within NCC). CC-2 thought that the shooting had involved a dispute over "territory" (referring to control of certain areas used for narcotics sales). CC-2 asked UM-2 to come to the "desert."
 - b. On or about November 13, 2017, at approximately 8:21 a.m., CC-2 called an unidentified individual ("UF-1"). During the telephone conversation, CC-2 and UF-1 discussed why a criminal associate had been shot.³ UF-1 asked if "he's beefin' with [UI], why the f* would he go down there"? (UF-1 was asking why the victim of the shooting would travel to a particular area if the victim was engaged in a dispute with

² Police reports confirm that an individual was shot multiple times on or about November 10, 2017, at approximately 6:00 a.m. in Newark.

³ Police reports confirm that the individual CC-2 and UF-1 were discussing was shot multiple times on or about October 28, 2017. The victim died several days later as a result of the shooting.

someone from that area.) CC-2 responded, "they tryna say he's beefing with our side. Like his side beefin' with our side, like [CC-1] and all us . . . beef with they side." (CC-2 was saying that the victim's "side" was known to be in a territorial dispute with CC-2 and his associates, including CC-1.) UF-1 added that her friend had said "that's crazy, 'cause [the victim] always had the strap on him." (UF-1 was saying that her friend could not believe the victim was shot because he always carried a firearm.)

- c. On or about December 1, 2017, CC-2 called CC-6. During the lawfully intercepted telephone conversation, CC-2 said, "Hey yo, there's an Audi on the set. N*s like they on some bulls*. Watch that s*. There's like three four n* in there—" (referring to three or four individuals from a rival DTO who were present in the DTO's territory, *i.e.*, NCC, in an Audi and warning CC-6 to watch out). CC-6 asked, "What color?" (referring to the car the individuals were driving). CC-2 responded, "Black, on the set. [UI] . . . Jones Street. Went on 14th Ave [UI]. Had the passenger window down, [UI] ski masks on their head [UI]." (CC-2 was saying that the individuals were in a black car with the passenger window down in front of an apartment complex located on Jones Street and drove away on 14th Avenue. CC-2 was identifying the individuals as wearing ski masks on their head to conceal their identity for purposes of a shooting.)
- d. On or about January 7, 2018, at approximately 1:16 p.m., WYCHE called CC-1. During the lawfully intercepted telephone conversation, WYCHE asked if CC-1 was "in the house." CC-1 said "Yeah, I'm 'bout to come out right now." WYCHE responded, "yo, yo, stay, be on footy yo, them . . . n*s [UI] goin' round though. Ya heard? . . . I ain't talkin' 'bout the police either." (WYCHE was telling CC-1 not to leave the house because some rivals were in the area.) CC-1 asked, "what the f* happened?" WYCHE responded, "old boy and them n*s came through. I don't wanna talk over the phone but, you watch your a* [UI], they in a black Audi. Truck, a black Audi truck. N*s roll past the back [UI] lookin' in that s* and everythin'." (WYCHE was saying that the rivals were driving in a black Audi truck, potentially with firearms, in the area and warned CC-1 to be careful.) CC-1 asked "what they say." WYCHE responded that "they ain't say s*." Law enforcement subsequently learned that three days later, specifically on or about January 10, 2018, at approximately 1:29 p.m., WYCHE was shot in the arm.

- e. On or about January 21, 2018, at approximately 3:55 p.m., a criminal associate ("UM-4") called CC-1. During the lawfully intercepted telephone conversation, in the background, an individual can be heard saying the word "black" (referring to the heroin stamp "Black Caesar"). UM-4 said, "You look like you had the mean, a mean attitude." CC-1 responded, "Yeah man. That n*—I had hollered at the n*. He [UI], he did the right thing." (CC-1 was stating that he had spoken to WYCHE regarding the January 10, 2017 shooting and that WYCHE had done "the right thing" by not cooperating with law enforcement.) UM-4 asked, "How many times he had got hit?" (referring to WYCHE's shooting). CC-1 replied, "Once, in the arm." UM-4 asked, "You know who it was?" CC-1 said, "Yeah, I guess. I don't . . . [UI]" (feigning ignorance regarding who was responsible for the shooting but declining to say the name over the phone).