

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

UNITED STATES OF AMERICA	:	Hon.
	:	
v.	:	Crim. No. 21-
	:	
JUNIUS AQUINO,	:	18 U.S.C. § 1959(a)(3)
a/k/a “Jayo,” and	:	18 U.S.C. § 924(c)(1)(A)(iii)
	:	18 U.S.C. § 922(g)(1)
LARRY ORTIZ,	:	18 U.S.C. § 2
a/k/a “Savage”	:	21 U.S.C. §§ 841(a)(1), (b)(1)(A)
	:	21 U.S.C. §§ 841(a)(1), (b)(1)(C)
	:	18 U.S.C. § 924(c)(1)(A)(i)

INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting at Newark, charges:

COUNT ONE

(Violent Crime in Aid of Racketeering—Assault with a Dangerous Weapon)

The Racketeering Enterprise

1. At all times relevant to this Indictment, Junius Aquino, a/k/a “Jayo” (“AQUINO”), Larry Ortiz, a/k/a “Savage” (“ORTIZ”), and others known and unknown were members of the Pagan’s Motorcycle Club (the “Pagans” or the “Enterprise”). Specifically, at the time of their arrests, AQUINO served as the Vice President for the Pagans’ Elizabeth, New Jersey membership chapter, and ORTIZ served as the President for the Pagans’ Jersey City, New Jersey membership chapter.

2. The Pagan’s Motorcycle Club has been classified as an outlaw motorcycle gang by multiple law enforcement agencies. The Department of Justice has designated multiple outlaw motorcycle gangs, including the

Pagans, as violent gangs. Members of the Pagans are known to engage in criminal activities such as violent crimes, weapons trafficking, and drug trafficking. The Pagans maintain established membership chapters in numerous U.S. States and territories, including multiple active chapters in New Jersey.

3. The organization was established in the late 1950s and continues to employ a hierarchal rank structure and formal by-laws. Each chapter has its own organizational structure. Each is managed by a President, a Vice President, a Sergeant at Arms, and a Secretary/Treasurer. On a national level, the Pagans report to a leadership council that is generally comprised of former chapter leaders known as the “Mother Club.” The Pagans also appoint a national President, Vice President, Sergeant at Arms, and Secretary/Treasurer, all of whom are part of the Mother Club.

4. Historical acts of violence indicate that outlaw motorcycle gangs, including the Pagans and the Hells Angels Motorcycle Club (the “Hells Angels”), commonly commit acts of violence motivated by disputes over territory. The Pagans and the Hells Angels are known to be rival gangs. Both gangs have established membership chapters in New Jersey.

5. The Pagans also use violence to discipline their members for breaking the organization’s rules. The practice of committing Pagan-sanctioned acts of violence against its own members in retaliation for breaking the Pagans’ rules is known within the organization as “regulation.”

6. The Pagans, including its leaders, members, and associates, constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact, which was engaged in, and the activities of which affected, interstate and foreign commerce. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise.

7. At all times relevant to this Indictment, the Pagans, through their respective leaders, 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 felonious manufacture, importation, receiving, concealment, buying, selling, and otherwise dealing in a controlled substance punishable under the laws of the United States, in violation of Title 21, United States Code, Section 846 (conspiracy to distribute and possess with intent to distribute controlled substances), Section 841 (distribution and possession with intent to distribute controlled substances), and Section 843(b) (use of a communication facility to violate the Controlled Substances Act).

Purposes of the Enterprise

8. The purposes of the Enterprise included, but were not limited to, the following:

a. Enriching the members and associates of the Enterprise through criminal activity, including drug trafficking;

- b. Promoting and enhancing the prestige, reputation, and position of the Enterprise with respect to rival criminal organizations;
- c. Preserving and protecting the power, reputation, territory, and criminal ventures of the Enterprise through the use of acts that involved intimidation, threats of violence, and acts of violence, including assault against, among others, members and associates of rival organizations and members and associates of the Pagans who violated the rules of the Enterprise;
- d. Keeping victims and rivals in fear of the Enterprise and its members and associates; and
- e. Concealing the activities of the Enterprise from law enforcement.

Means and Methods of the Enterprise

9. Among the means and methods by which members and associates of the Pagans conducted and participated in the conduct of the affairs of the Enterprise were the following:
- a. Members and associates of the Pagans committed, attempted, and threatened to commit acts of violence, including assaults, to protect and expand the Enterprise's criminal operations;
 - b. Participation in criminal activity by a member or associate, particularly violent acts directed at rivals or as directed by the Pagans' leadership, increased the respect accorded to that member or associate, and resulted in that member's maintaining and increasing status in the Enterprise;

c. Members and associates of the Pagans used and threatened to use physical violence against various individuals, including members of rival organizations, and also used and threatened to use violence to discipline their own members for breaking the organization's rules.

d. Members and associates of the Pagans trafficked methamphetamine and cocaine as a means of enriching themselves.

The Assault

10. On or about October 28, 2020, in the District of New Jersey and elsewhere, the defendants,

**JUNIUS AQUINO,
a/k/a "Jayo," and
LARRY ORTIZ,
a/k/a "Savage,"**

aiding and abetting each other, did, for the purpose of gaining entrance to, and maintaining and increasing position in, the Pagan's Motorcycle Club, an enterprise engaged in racketeering activity, knowingly and purposely assault Victim-1 with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:2-6.

In violation of Title 18, United States Code, Section 1959(a)(3) and Section 2.

COUNT TWO

(Discharging a Firearm During and in Relation to a Crime of Violence)

On or about October 28, 2020, in the District of New Jersey and elsewhere,
the defendants,

**JUNIUS AQUINO,
a/k/a “Jayo,” and
LARRY ORTIZ,
a/k/a “Savage,”**

during and in relation to a crime of violence for which each defendant may be prosecuted in a court of the United States—specifically, the assault in aid of racketeering activity charged in Count One of this Indictment—did knowingly use and carry a firearm, which was discharged.

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

COUNT THREE

(Possession of Ammunition by a Convicted Felon)

On or about October 31, 2020, in Union County, in the District of New Jersey and elsewhere, the defendant,

**JUNIUS AQUINO,
a/k/a "Jayo,"**

knowing that he had previously been convicted of at least one crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting interstate commerce at least seven (7) rounds of .40 caliber ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT FOUR

(Possession with Intent to Distribute Cocaine)

On or about November 5, 2020, in Union County, in the District of New Jersey and elsewhere, the defendant,

**JUNIUS AQUINO,
a/k/a "Jayo,"**

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

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

COUNT FIVE

(Possession with Intent to Distribute Methamphetamine)

On or about November 17, 2020, in Union County, in the District of New Jersey and elsewhere, the defendant,

**LARRY ORTIZ,
a/k/a "Savage,"**

did knowingly and intentionally possess with the intent to distribute 50 grams or more of methamphetamine, its salts, isomers, or salts of its isomers.

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

COUNT SIX

(Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about November 17, 2020, in Union County, in the District of New Jersey and elsewhere, the defendant,

**LARRY ORTIZ,
a/k/a "Savage,"**

in furtherance of a drug trafficking crime for which the defendant may be prosecuted in a court of the United States, namely, possession with intent to distribute 50 grams or more of methamphetamine as charged in Count Five of this Indictment, did knowingly possess a firearm, namely, a Smith & Wesson model SW40VE .40 caliber pistol, bearing serial number RBZ4980, loaded with fourteen rounds of .40 caliber ammunition.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i).

FORFEITURE ALLEGATION

1. As a result of committing the firearms offenses in violation of 18 U.S.C. § 924(c), charged in Counts Two and Six of this Indictment, the defendants,

**JUNIUS AQUINO,
a/k/a “Jayo,” and
LARRY ORTIZ,
a/k/a “Savage,”**

shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in or used in the commission of such offenses, including, but not limited to: one Smith & Wesson model SW40VE .40 caliber pistol, bearing serial number RBZ4980 and fourteen rounds of .40 caliber ammunition.

2. As a result of committing the controlled substance offenses in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and (b)(1)(C), charged in Counts Four and Five of this Indictment, the defendants,

**JUNIUS AQUINO,
a/k/a “Jayo,” and
LARRY ORTIZ,
a/k/a “Savage,”**

shall forfeit to the United States any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of violating 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and (b)(1)(C); and any property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses alleged in this Indictment.

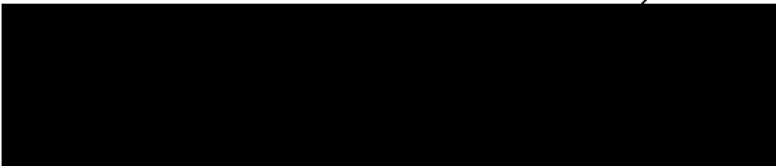
Substitute Assets Provision

3. If any of the property described above, 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 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 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

A TRUE BILL



FOREPERSON

Philip R. Sellinger
Philip R. Sellinger
United States Attorney

CASE NUMBER: 21-_____

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

UNITED STATES OF AMERICA

v.

**JUNIUS AQUINO,
a/k/a "Jayo," and
LARRY ORTIZ,
a/k/a "Savage"**

INDICTMENT FOR

**18 U.S.C. § 1959(a)(3)
18 U.S.C. § 924(c)(1)(A)(iii)
18 U.S.C. § 2
18 U.S.C. § 922(g)(1)
21 U.S.C. §§ 841(a)(1), (b)(1)(A), (b)(1)(C)
18 U.S.C. § 924(c)(1)(A)(i)**

A True Bill

Foreperson

PHILIP R. SELLINGER
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