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

UNITED STATES OF AMERICA : Hon. Michael A. Hammer
 : :
 : Magistrate. No. 22-10109
 : :
DAVID PATRICK WILLIAMS : **CRIMINAL COMPLAINT**

I, Rashawn A. Williams, 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 with the Department of Homeland Security, Homeland Security Investigations, and that this Complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached pages and made a part hereof.

RASHAWN A WILLIAMS Digitally signed by Rashawn A. Williams
Date: 2022.03.16 13:14:09 -0400

Rashawn A. Williams, Special Agent
Department of Homeland Security
Homeland Security Investigations

Special Agent Williams attested to this Affidavit by telephone pursuant to F.R.C.P. 4.1(B)(2)(A) on this 16th day of March, 2022.

Michael A. Hammer
Hon. Michael A. Hammer
United States Magistrate Judge

ATTACHMENT A

Count One

(Conspiracy to Possess With Intent to Distribute Fentanyl)

On or about March 30, 2020, in Somerset County, in the District of New Jersey, and elsewhere, the defendant,

DAVID PATRICK WILLIAMS,

knowingly and intentionally combined, conspired, confederated, and agreed with Kenswick Austin, and with other persons known and unknown, to possess with intent to distribute 400 grams or more of a mixture and substance containing a detectable amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide ("fentanyl"), a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

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

Count Two
(Conspiracy to Possess With Intent to Distribute Cocaine)

On or about March 30, 2020, in Somerset County, in the District of New Jersey, and elsewhere, the defendant,

DAVID PATRICK WILLIAMS,

knowingly and intentionally combined, conspired, confederated, and agreed with Kenswick Austin, and with other persons known and unknown, to possess with intent to distribute 500 grams or more of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B). In violation of Title 21, United States Code, Section 846.

ATTACHMENT B

I, Rashawn A. Williams, am a Special Agent of the Department of Homeland Security, Homeland Security Investigations. The information contained in this Complaint is based upon my personal knowledge, as well as information obtained from other sources, including: (a) statements made or reported by various witnesses with knowledge of relevant facts; (b) my review of publicly available information; and (c) my review of evidence, including video surveillance, audio recordings, business records, and other documents. Because this Complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where the contents of documents and the actions and statements of others are reported herein, they are reported in substance and in part, except where otherwise indicated. 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.

1. During an investigation of a Jamaica-based drug trafficking organization (the "DTO") that is believed to import controlled substances, including fentanyl and cocaine, into the United States through airports and seaports in the New Jersey and New York areas, law enforcement identified Kenswick Austin ("Austin") as a member of the DTO.

2. On or about March 13, 2020, Austin met with a cooperating defendant (the "CD") and a source of information (the "SOI") at a location in New Jersey (the "Meeting"). The Meeting was consensually audio-recorded by the CD, and Austin was seen by law enforcement entering the Meeting location at the appointed time. During the Meeting, Austin asked the SOI to provide a business address in New Jersey where Austin could take delivery of a shipment of a controlled substance. Austin stated that he wanted to have the controlled substance shipped to New Jersey at the end of the following week, i.e., on or about March 19-20, 2020.

3. On or about March 17, 2020, between approximately 9:00 a.m. and 10:30 a.m., Austin and another unknown individual visited the CD's home and asked for the location to which the controlled substance could be shipped. At that time, the CD wrote the address of a warehouse location controlled by law enforcement (the "Location") on the back of a receipt and provided the receipt to Austin.

4. On or about March 26, 2020, the CD received a phone call from Austin, who stated that the package had been shipped and was en route to New Jersey, where it was expected to arrive at the Location on or about Monday, March 30, 2020.

5. On or about March 28, 2020, the CD and the SOI together placed a consensually audio-recorded call to Austin, during which Austin again stated that the package would be delivered by truck to the Location on or about the morning of Monday, March 30, 2020.

6. On or about March 28, 2020, defendant DAVID PATRICK WILLIAMS ("WILLIAMS") contacted another individual ("Individual-1") and offered to pay Individual-1 to assist WILLIAMS in picking up a shipment.

7. On or about March 28, 2020, WILLIAMS rented a vehicle (the "Vehicle"), gave Individual-1 the keys to the Vehicle, and instructed Individual-1 to drive the Vehicle to the Location on the morning of March 30, 2020.

8. On or about the early morning of March 30, 2020, WILLIAMS met Individual-1 at the Location, provided Individual-1 with cash, and instructed Individual-1 to use the cash to pay workers at the Location to release the shipment once it arrived. WILLIAMS then remained near the Location.

9. Beginning on or about the early morning of March 30, 2020, and continuing throughout the day, law enforcement observed WILLIAMS, Austin, and Individual-1 monitoring the Location.

10. At approximately 3:39 p.m. on or about March 30, 2020, a white commercial box truck delivered a package (the "Parcel") to the Location. WILLIAMS then contacted Individual-1 by phone and instructed Individual-1 to pick up the Parcel.

11. Individual-1 then picked up the Parcel in the Vehicle and began to drive away, whereupon law enforcement agents stopped the Vehicle and detained Individual-1.

12. WILLIAMS immediately attempted to flee the area on foot but was detained by law enforcement. Austin was also detained by law enforcement at his vehicle nearby.

13. Law enforcement agents then presented the Vehicle to a trained narcotics detection canine. According to the canine's handler, the canine is a certified narcotics dog and was previously certified in January 2020. When the canine detects the odor of a narcotic substance, he is trained to claw at or near the object with his paws. On or about March 30, 2020, at approximately 4:30 p.m., the canine alerted law enforcement to the odor of a controlled substance by clawing at the Vehicle. This behavior indicated that the canine detected the presence of a controlled substance in the Vehicle.

14. The United States District Court for the District of New Jersey subsequently issued a search warrant for the Vehicle and the Parcel. Mag. No. 20-10111. At approximately 6:00 p.m. on or about March 30, 2020, after the

canine alerted to the odor of a narcotic substance on or in the Parcel, law enforcement searched the Parcel and found it to contain approximately 987 grams of a substance that subsequent laboratory testing found to contain cocaine and approximately 996 grams of a substance that subsequent laboratory testing found to contain fentanyl.