

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

UNITED STATES OF AMERICA : Hon.
 :
 v. : Crim. No. 22-
 :
 ANDY COOK : 18 U.S.C. §§ 2119(1) and 2
 : 18 U.S.C. § 924(o)
 : 18 U.S.C. §§ 924(c) and 2

INDICTMENT

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

COUNT ONE
(Carjacking)

On or about December 6, 2021, in the District of New Jersey, and
elsewhere, the defendant,

ANDY COOK,

with the intent to cause death or serious bodily harm, did knowingly take a motor
vehicle that had been transported, shipped, and received in interstate and
foreign commerce, namely, a 2021 Porsche Cayenne, from the person and
presence of another by force and violence, and by intimidation.

In violation of Title 18, United States Code, Sections 2119(1) and 2.

COUNT TWO
(Conspiracy to Use a Firearm during a Crime of Violence)

On or about December 6, 2021, in the District of New Jersey, and elsewhere, the defendant,

ANDY COOK,

did knowingly and willfully conspire and agree with another to use and carry a firearm, which was brandished, during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, namely, the carjacking charged in Count One of this Indictment.

In violation of Title 18, United States Code, Section 924(o).

COUNT THREE
(Using and Carrying a Firearm during a Crime of Violence)

On or about December 6, 2021, in the District of New Jersey, and elsewhere, the defendant,

ANDY COOK,

during and in relation to a crime of violence for which the defendant may be prosecuted in a court of the United States, specifically, the carjacking charged in Count One of this Indictment, did knowingly use and carry a firearm, which was brandished.

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

FORFEITURE ALLEGATION AS TO COUNT ONE

As a result of committing the armed robbery of automobile offense charged in Count One of this Indictment, the defendant,

ANDY COOK,

shall forfeit to the United States, (i) pursuant to Title 18, United States Code, Section 982(a)(5), any property, real or personal, which represents or is traceable to the gross proceeds obtained, directly or indirectly, as a result of such offenses, and (ii) pursuant to 18 U.S.C. § 924 and 28 U.S.C. § 2461, any firearms and ammunition involved in or used in the commission of such offense.

FORFEITURE ALLEGATIONS AS TO COUNT TWO AND THREE

Upon conviction of the offenses in violation of 18 U.S.C. § 924(o) and 18 U.S.C. § 924(c) alleged in Counts Two and Three of this Indictment, the defendant,

ANDY COOK,

shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in or used in the commission of such offense.

Substitute Assets Provision

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

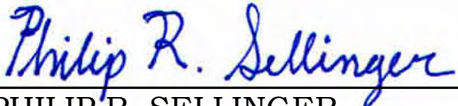
- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;

- 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 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
United States Attorney