

## UNITED STATES DISTRICT COURT

for the

District of Rhode Island

United States of America

v.

Case No. 1:21-MJ-78 PAS

Kaii Almeida-Falcones (YOB: 1994)

*Defendant(s)*

## CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of February 14, 2021 in the county of \_\_\_\_\_ in the  
 \_\_\_\_\_ District of Rhode Island, the defendant(s) violated:

*Code Section**Offense Description*

21 USC § 841:  
 18 USC § 1791:

Drug Trafficking; and  
 Providing contraband in prison.

This criminal complaint is based on these facts:

See the attached Affidavit of Special Agent Pepper Daigler of the Federal Bureau of Investigation ("FBI").

☒ Continued on the attached sheet.

Special Agent

*Complainant's signature*

Special Agent Pepper Daigler ~ FBI

*Printed name and title***Sworn telephonically and signed electronically**~~Sworn to before me and signed in my presence.~~Date: July 13, 2021City and state: Providence, Rhode Island*Judge's signature*

Patricia A. Sullivan, U.S. Magistrate Judge

*Printed name and title*

**AFFIDAVIT IN SUPPORT OF APPLICATION FOR ARREST WARRANT**

I, Pepper M. Daigler, depose and state as follows:

**INTRODUCTION AND AGENT BACKGROUND**

1. I am a Special Agent of the Federal Bureau of Investigation (“FBI”). I have been employed by the FBI since January 2016. I am currently assigned to the FBI Boston Division’s Providence Resident Agency. I am responsible for investigating Public Corruption, Civil Rights Violations and White-Collar crimes in Rhode Island. As such, I am a law enforcement officer of the United States within the meaning of Federal Rule of Criminal Procedure 41(a)(2)(C), that is, a government agent engaged in enforcing the criminal laws and duly authorized by the Attorney General to request a search warrant. I have authority to enforce the criminal laws of the United States and to make arrests.
2. I have experience and training investigating narcotics, money laundering, wire fraud, mail fraud and other crimes. I am familiar with the habits, methods, routines, practices and procedures commonly employed by persons engaged in the trafficking of illegal narcotics. My investigations have involved the use of surveillance techniques, and the execution of search, seizure, and arrest warrants. Through my training, education and experience, I have become familiar with the manner in which narcotics are discussed, transported, stored, distributed and with the methods of payment for such items.
3. Additionally, based on my training and experience and my participating in other investigations I know it is common for drug dealers to refer to illicit drugs in guarded conversations and frequently use code words when referring to controlled substances

or money. to discuss narcotics and payment for narcotics. I also know that drug dealers use various methods to thwarts law enforcement detection, including, attempts to conceal phone numbers, frequently changing cellular phones and vehicles, using various alias, and using coded communications.

**Purpose**

4. I submit this affidavit in support of criminal complaints and an arrest warrants for the following individuals, charging each with violations of Title 21, U.S.C., Section 841 (Drug Trafficking) and Title 18, U.S.C., Section 1791, (Providing contraband in prison):
  - a. EMMANUEL NOLASCO (NOLASCO) was born in the year of 1986, who is currently a Detainee at the Donald J. Wyatt Detention Center (Wyatt Detention Center) in Central Falls, RI awaiting trial in Cr No. 20-42-WES-PAS.
  - b. MATTHEW PIZZARO (PIZZARO) was born in the year 1988, who is currently a federal inmate at Hazelton USP in Bruceton, WV, with an anticipated release date of February 12, 2027. At the time of the events described in this affidavit, Pizarro was awaiting sentencing in the District of Massachusetts and was a Detainee at the Wyatt Detention Center.
  - c. YAHAIIRA CRISTINA CONTRERAS (CONTRERAS) was born in the year of 1992 and whose last known address is in Providence, RI.
  - d. ROOSEVELT DALE (DALE) was born in the year of 1988 and whose last known address is in Providence, RI. DALE currently has with two pending federal criminal cases in which he is charged with multiple counts of drug trafficking offenses, 18-cr-133-WES-LDA and 18-cr-134-WES-LDA. DALE was

initially detained pending trial, but was released on bail in May 2020 following a motion for release due to the pandemic.

- e. KAIL ALMEIDA-FALCONES (ALMEIDA-FALCONES) was born in the year of 1994 and whose last known address is in Smithfield, RI. ALMEIDA-FALCONES is a Corrections Officer at the Wyatt Detention Center.

### **Background, Methods and Means**

- 5. This affidavit is based on my own investigation, and on information provided by the USMS, and members of the Professional Standards Unit at the Wyatt Detention Center. I have also relied on reports of investigations that I have prepared or that were prepared by other law enforcement Agents, documents provided pursuant to a subpoena, and public and/or law enforcement databases. It is intended only to demonstrate probable cause for the requested complaints and warrants, and does not contain every fact known to me through this investigation.

### **Probable Cause**

- 6. Since February 2021, the FBI, USMS, DOJ-OIG and members of the Professional Standards Unit (PSU) at Wyatt Detention Center have been investigating, and reviewing phone calls and video for two detainees, NOLASCO and PIZZARO, believed to be introducing contraband, specifically Suboxone, into Wyatt Detention Center. Many of the phone calls are in Spanish. The calls were reviewed by Spanish speaking Wyatt Detention Center PSU staff.
- 7. Based on an investigation conducted by Wyatt Detention Center's PSU, three additional individuals were identified as being involved in the scheme to introduce contraband into the Wyatt Detention Center. The first individual was KAIL

ALMEIDA-FALCONES, Correctional Officer at the Wyatt Detention Center, the second, a former detainee currently released on bail, ROOSEVELT DALE (DALE), and the third, YAJAIRA CRISTINA CONTRERAS (CONTRERAS).

**PROBABLE CAUSE**

**ALMEIDA-FALCONES-FALCONES Meets with PIZZARO at Wyatt**

8. January 30, 2021: ALMEIDA-FALCONES was assigned to L-Pod at the Wyatt Detention Center where NOLASCO and PIZZARO are held. A review of DVR footage showed that at approximately 12:58PM, ALMEIDA-FALCONES was standing in the doorway to PIZZARO's cell and speaking with someone inside. ALMEIDA-FALCONES stepped into the cell and closed the cell door behind him. Approximately two minutes later, ALMEIDA-FALCONES exited that cell. PIZZARO exited shortly after. Wyatt Detention Center PSU reported that there is no legitimate penological reason for a Correctional Officer, ALMEIDA-FALCONES, to be alone in a cell with a detained, PIZZARO, and/or with the cell door closed.

**PIZZARO contacts DALE to Discuss ALMEIDA-FALCONES**

**Bringing Contraband into Wyatt**

9. February 2, 2021: PIZZARO called his mother and asked her to contact DALE via three way call.<sup>1</sup> PIZZARO asked DALE, "Hey did Dog hit you?" Pizzaro asks DALE if he remembers "Dog" who got him "loopy with the troney," and DALE replies that he does. PIZZARO tells DALE that "Dog" was going to hit him and to give "Dog"

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<sup>1</sup> Pizzaro directed his mother to call 401-403-3182. A subpoena issued to T-Mobile provided that following subscriber information: Wraina Dale, Pineville, NC. Wyatt Detention Center's Offender Management System reveals that Wraina Dale is Roosevelt Dale's mother.

some trone. PIZZARO told DALE that he thought “Dog” was playing, but he came up to him.

10. “Dog” is the term used by PIZZARO to refer to ALMEIDA-FALCONES in subsequent recorded conversations when speaking with DALE. I believe that “hit him” refers to a phone call, and that PIZZARO telling DALE that [Dog] came up to him is a reference to ALMEIDA-FALCONES going into PIZZARO’s cell on January 30, 2021.

11. Based on my investigation, I also believe that ALMEIDA-FALCONES and DALE have a previously established relationship. On a recorded call on November 6, 2020, between DALE and a Wyatt Detention Center Detainee, the Detainee told DALE, “Remember your boy that was looking out for you? He’s back from the service.” ALMEIDA-FALCONES was on military leave with the Rhode Island National Guard from July 28, 2020, through late September. Additionally, on January 27, 2021, during a recorded call between the Detainee and DALE, the Detainee told DALE that he may try and move from C-Pod to L-Pod and that “our boy be here like twice a week.” Starting the week of January 12, 2021, ALMEIDA-FALCONES was posted in C-Pod two days a week. Wyatt Detention Center’s PSU reported that ALMEIDA-FALCONES was the only security staff member that fits the description of being posted in C-Pod twice a week during the time of this phone call.

**NOLASCO Contacts CONTRERAS to Acquire and Provide Contraband to DALE**

12. February 4, 2021: NOLASCO called CONTRERAS<sup>2</sup>, via a recorded line, and told her that there was someone that worked at the Wyatt Detention Center who was going to

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<sup>2</sup> NOLASCO called 401-808-2825. A subpoena issued to T-Mobile provided that following subscriber information: Yahaira Contreras, Providence, Rhode Island.

help him out. NOLASCO told CONTRERAS that he needed money to pay for what he needed done and that he had a person lined up.

13. Later that evening, CONTRERAS made a recorded three-way call between herself, NOLASCO and an unknown female, first name Raquel (“Raquel LNU”). NOLASCO told Raquel LNU that he had a friend described as one of the “blue ones that works here” who was going to help him out. Based on my training and experience, “blue ones” is code for Correctional Officer due to their blue uniforms. “Blue Ones” in this context is also a reference to ALMEIDA-FALCONES.

14. February 6, 2021: NOLASCO called, via recorded line, CONTRERAS. During that call, CONTRERAS utilized three way calling to phone Raquel LNU<sup>3</sup>. NOLASCO, CONTRERAS and Raquel LNU discuss a package that the unknown female is going to obtain get to NOLASCO. Raquel LNU told NOLASCO that the item he is interested in obtaining needed to be properly prepared and stated she will show CONTRERAS how to prepare the item. NOLASCO tells Raquel LNU not to worry and that he has another method for getting the package inside. NOLASCO asked Raquel LNU what the time frame was to get the package so he could provide that information to his people. Raquel LNU stated that she would have the package by the end of the week.

15. February 9, 2021: NOLASCO called CONTRERAS via recorded line. NOLASCO instructed CONTRERAS to write down a phone number and told her that the number was for his friend’s wife named “Ruth.” The phone number provided by NOLASCO is the phone number used by DALE. I believe “Ruth: was code for “Roosevelt.”

**CONTRERAS, NOLASCO and PIZZARO Scheduled a Meet with DALE**

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<sup>3</sup> Subpoena responses from T-Mobile do not identify the third party on a 3 way call.

**to Obtain the Contraband**

16. February 11, 2021: NOLASCO called CONTRERAS via recorded line. CONTRERAS then utilized three way calling to call DALE's telephone number. NOLASCO passed the phone to PIZZARO and PIZZARO spoke to DALE and CONTRERAS. During the call, DALE and CONTRERAS set a meet time for the following day.
17. February 12, 2021: PIZZARO called an unknown male via recorded line and asked the unknown male to call DALE's phone number. PIZZARO tells DALE that "ole boy" is going to contact him. Later in the conversation, DALE tells PIZZARO that he and "Dog" (ALMEIDA-FALCONES) went out last night. PIZZARO provides DALE with instructions to obtain contraband from CONTRERAS and supply the contraband to ALMEIDA-FALCONES. PIZZARO directs DALE to provide CONTRERAS with his CashApp. CONTRERAS indicates she is going to send DALE \$2,000. PIZZARO tells DALE that when he gets with "Dog," you will give him the "Beamer," believed to be the contraband, and \$2,000. PIZZARO tells DALE to tell "Dog, that the second time he comes for the Beamer he will give him \$4,000."
18. An analysis was conducted using call detail records and cell site tower details. That analysis indicated that on February 11, 2021, ALMEIDA-FALCONES and DALE were making telephone calls off the same tower on Broad Street, Providence, Rhode Island. Based on the analysis ALMEIDA-FALCONES and DALE were together from approximately 9:20PM to approximately 10:45PM on February 11, 2021. The analysis validates the statement made on February 12, 2021, by DALE to PIZZARO that he and "Dog," went out the previous night, February 11, 2021 and that "Dog" and ALMEIDA-FALCONES are one in the same.



19. Later that afternoon, PIZZARO, via recorded three-way call, tells DALE to call CONTRERAS at 6:00PM. DALE tells PIZZARO that he is going to meet CONTRERAS at 6:30PM. PIZZARO tells DALE to give “Dog” \$2,500. Later that evening, via a three-way recorded call, DALE tells PIZZARO that CONTRERAS has not called him back.
20. That evening, NOLASCO called CONTRERAS via recorded phone call. NOLASCO told CONTRERAS that he was upset that CONTRERAS was not answering DALE’s calls. NOLASCO told CONTRERAS that he was being pressured by other Wyatt detainees due to her not meeting up with DALE. CONTRERAS tells DALE that she planned to meet DALE the next day.
21. A review of CONTRERAS’ T-Mobile call logs for February 12, 2021, are consistent with the information provided by DALE, that he attempted to call CONTRERAS multiple times, during the conversation with NOLASCO.
22. February 13, 2021: PIZZARO called DALE, via recorded three-way call. DALE told PIZZARO that he was going to “shorty’s” crib, believed to be CONTRERAS, and was going to CashApp the money. PIZZARO asked DALE if “Dog” was still waiting for DALE and DALE responded that he was going to meet him that night.
23. That afternoon, NOLASCO called CONTRERAS via recorded call. CONTRERAS told NOLASCO that DALE was outside of her home. CONTRERAS gave her phone to DALE and NOLASCO handed the phone to PIZZARO. PIZZARO told DALE he sent him \$5,000 and to pay ALMEIDA-FALCONES half of that. CONTRERAS took back the phone and said she would pay DALE through CashApp.

24. An analysis was conducted using call detail records and cell site tower details. The analysis indicated that on the afternoon of February 13, 2021, DALE and CONTRERAS' cellular phones were pinging off the same tower. Based on the recorded call between NOLASCO, CONTRERAS and DALE, discussed above, I believe the analysis showing DALE and CONTRERAS together is when CONTRERAS provided the contraband to DALE.
25. An analysis was conducted using call detail records and cell site tower details. The analysis showed that at approximately 3:00PM ALMEIDA-FALCONES and DALE's cellular phones were pinging off the same tower on Douglas Avenue in Providence, Rhode Island. Based on the investigation, I believe it was at this time, on Douglas Avenue in Providence, Rhode Island, that DALE provided the contraband to ALMEIDA-FALCONES to bring into the Wyatt Detention Center.
26. Later the same day, PIZZARO, via recorded three-way call, called DALE. PIZZARO asked DALE: "Is that what Dog wanted or you taxing [CONTRERAS] extra?" PIZZARO told DALE to ask "Dog" what day he was going to get with his boy. DALE responded "today," and PIZZARO told DALE that "Dog" did not come in today. DALE told PIZZARO that CONTRERAS just sent him the payment.
27. An analysis was conducted using call detail records and cell site tower details. The analysis indicates that approximately 4:40PM, ALMEIDA-FALCONES made a phone call from a cell site tower near 950 High Street, Central Falls, Rhode Island, to 401-729-1190. The address, 950 High Street, and phone number ALMEIDA-FALCONES dialed are associated with the Wyatt Detention Center.

28. The Daily Assignment/Attendance Roster/Overtime Roster provided by Wyatt Detention Center shows that ALMEIDA-FALCONES took a sick day on Saturday, February 13, 2021.
29. That evening, PIZZARO, via recorded three-way call, called DALE. DALE told PIZZARO that the “dude said tomorrow.” “Dude” is believed to be a reference to ALMEIDA-FALCONES. DALE told PIZZARO that “shorty,” believed to be CONTRERAS, sent him money via Zelle. However, the money was not in his account because DALE had not activated Zelle. DALE told PIZZARO that CONTRERAS gave him \$3,000. PIZZARO told DALE to give “Dog” half. DALE said “Dog” was with him trying to fix his Zelle account. DALE tells PIZZARO that everything is going to be there tomorrow.
30. A subpoena was issued to Zelle. The subpoena response revealed that on February 13, 2021, CONTRERAS, from her TD Bank Account, transferred \$1,500 to DALE’s Bank Newport account. CONTRERAS made another transfer, from her Bank of America account, to DALE’s Bank Newport Account for \$1,500. CONTRERAS transferred a total of \$3,000 to DALE via Zelle on February 13, 2021.

**ALMEIDA-FALCONES Brings Contraband into Wyatt and Provides the Contraband to PIZZARO**

31. February 14, 2021: A review of Wyatt Detention Center DVR footage shows that at approximately 6:30PM, ALMEIDA-FALCONES entered L-Pod. ALMEIDA-FALCONES was assigned to G-Pod. PIZZARO is observed walking towards ALMEIDA-FALCONES and briefly speaking with him. ALMEIDA-FALCONES remained in the unit for approximately 20 minutes.

32. At approximately 9:10PM, ALMEIDA-FALCONES entered L-Pod a second time. At approximately 9:12PM, ALMEIDA-FALCONES entered Cell L-3, where PIZZARO was already inside. ALMEIDA-FALCONES remained in cell L-3 for a few minutes, then exited the cell. PIZZARO then exited cell L-3. Wyatt Detention Center PSU reported that there is no legitimate penological reason for a Correctional Officer to be alone in a cell with a detainee.
33. Further review of DVR Footage shows PIZZARO going up the stairwell and returning to his cell, L-1, after exiting the cell with ALMEIDA-FALCONES. DVR footage shows numerous detainees on the first floor stopped what they were doing, stood up, and moved towards the stairwell.
34. Shortly after, at approximately 9:18PM, NOLASCO entered PIZZARO's cell and remained in PIZZARO's cell, L-1, for approximately 20 minutes. Wyatt PSU stated that detainees are not allowed to be in another detainee's cell.
35. February 15, 2021: At approximately 11:00AM, Wyatt PS staff along with members of the security staff conducted an authorized search of four L-Pod cells (1,3,5 & 34). All detainees present in the cells were escorted out of their cells, processed through the body scanner and then strip-searched.
36. NOLASCO, was removed from his cell, L-3, and during a strip search, contraband, later tested and identified as Suboxone by the Rhode Island Department of Health Forensic Drug Chemistry laboratory, was found. Approximately 170 strips of Suboxone were seized, consisting of approximately 70 lose strips and a "brick" of 100 suboxone strips.

37. Based on my training and experience, and the context of these facts, I believe there were likely two “bricks” of 100 strips each of Suboxone supplied by ALMEIDA-FALCONES, and that NOLASCO or PIZZARO distributed the approximately 30 loose strips that were not recovered, to various detainees who likely consumed them.
38. During the search of PIZZARO’s Cell, contraband, a plastic bottle believed to contain marijuana inside an orange glove, was discovered between PIZZARO’s pillow/pillowcase.
39. On the afternoon of February 15, 2021, ALMEIDA-FALCONES was advised, per the Warden, he was placed on paid leave, and he was not to return to the facility until advised to do so.

#### **CONCLUSION**

40. Based on the facts contained in this affidavit, I believe there is probably cause to charge NOLASSCO, PIZZARO, DALE, ALMEIDA-FALCONES and CONTRERAS with on count each of Title 21, U.S.C., Section 841 (Drug Trafficking) and Title 18, U.S.C., Section 1791, (Providing contraband in prison).

I declare that the foregoing is true and correct to the best of my knowledge.

Pepper M. Daigler  
Special Agent



Attested to by the applicant in accordance with the requirements of Fed.  
R. Crim. P. 4.1 by **Sworn telephonically and signed electronically** .  
(specify reliable electronic means)

July 13, 2021

Date

  
Judge's signature

**Providence, Rhode Island**

**Patricia A. Sullivan, USMJ**

City and State

Patricia A. Sullivan, U.S. Magistrate Judge

## DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ INFORMATION ☐ INDICTMENT ☒ COMPLAINT

CASE NO. 1:21-MJ-78 PAS

Matter Sealed: ☐ Juvenile ☐ Other than Juvenile☐ Pre-Indictment Plea ☐ Superseding ☐ Defendant Added  
☐ Indictment ☐ Charges/Counts Added  
☐ Information

Name of District Court, and/or Judge/Magistrate Location (City)

UNITED STATES DISTRICT COURT RHODE ISLAND  
DISTRICT OF RHODE ISLAND Divisional OfficeName and Office of Person  
Furnishing Information on  
THIS FORM RICHARD B. MYRUS  
☒ U.S. Atty ☐ Other U.S. Agency  
Phone No. (401) 709-5000Name of Asst.  
U.S. Attorney John P. McAdams  
(if assigned)

## PROCEEDING

Name of Complainant Agency, or Person (&amp; Title, if any)

FBI ~ Special Agent Pepper M. Daigler

☐ person is awaiting trial in another Federal or State Court  
(give name of court)☐ this person/proceeding transferred from another district  
per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges  
previously dismissed which were  
dismissed on motion of:☐ U.S. Atty ☐ Defense☐ this prosecution relates to a  
pending case involving this same  
defendant. (Notice of Related  
Case must still be filed with the  
Clerk.)☐ prior proceedings or appearance(s)  
before U.S. Magistrate Judge  
regarding this defendant were  
recorded underSHOW  
DOCKET NO.MAG. JUDGE  
CASE NO.Place of  
offense RHODE ISLAND

County

USA vs.

Defendant: Kaii Almeida-Falcones

Address:

☐ Interpreter Required Dialect: \_\_\_\_\_Birth Date \_\_\_\_\_ ☒ Male ☐ Alien  
☐ Female (if applicable)

Social Security Number \_\_\_\_\_

## DEFENDANT

Issue: ☒ Warrant ☐ Summons

Location Status:

Arrest Date \_\_\_\_\_ or Date Transferred to Federal Custody \_\_\_\_\_

☐ Currently in Federal Custody☐ Currently in State Custody☐ Writ Required☐ Currently on bond☐ Fugitive

Defense Counsel (if any): \_\_\_\_\_

☐ FPD ☐ CJA ☐ RET'D☐ Appointed on Target Letter☐ This report amends AO 257 previously submitted

## OFFENSE CHARGED - U.S.C. CITATION - STATUTORY MAXIMUM PENALTIES - ADDITIONAL INFORMATION OR COMMENTS

Total # of Counts 2

Set	Title & Section/Offense Level (Petty = 1 / Misdemeanor = 3 / Felony = 4)	Description of Offense Charged	Felony/Misd.
	21 USC § 841	Drug Trafficking	<input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
	Imprisonment: 10 years/ Fine: \$500,000	Supervised Release: 5 years/ Special Assessment: \$100	<input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
	18 USC § 1791	Providing contraband in prison	<input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
	Imprisonment: 5 years/ Fine: \$250,000	Supervised Release: 3 years/ Special Assessment: \$100	<input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
		Estimated Trial Days: 3	<input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor