

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
UNITED STATES OF AMERICA :  
:  
- v. - :  
:  
CHEYENNE SIMPSON, :  
MICHAEL BRANDS, :  
LASHANTA MENDOZA, :  
a/k/a "LA," :  
a/k/a "Lynn," :  
EDWIN DELMORAL, :  
PEDRO BARBOSA, :  
a/k/a "Pete," :  
a/k/a "P," :  
JAMES CHRISTIANO, :  
a/k/a "Jimmy," :  
GENNARO COSTAGLIOLA, :  
a/k/a "Gerry," :  
a/k/a "Big Nose," :  
JASON KEATING, and :  
ROSA BARBOSA, :  
Defendants. :  
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SEALED  
INDICTMENT  
15 Cr. 370

COUNT ONE

The Grand Jury charges:

1. From at least in or about 2009, up to and including in or about June 2015, in the Southern District of New York and elsewhere, CHEYENNE SIMPSON, MICHAEL BRANDS, LASHANTA MENDOZA, a/k/a "LA," a/k/a "Lynn," and EDWIN DELMORAL, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that CHEYENNE SIMPSON, MICHAEL BRANDS, LASHANTA MENDOZA, a/k/a "LA," a/k/a "Lynn," and EDWIN DELMORAL, the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance involved in the offense was five kilograms or more of mixtures and substances containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(b)(1)(A).

OVERT ACTS

4. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about June 2, 2015, LASHANTA MENDOZA, a/k/a "LA," a/k/a "Lynn," the defendant, had two phone conversations arranging the sale of cocaine to an individual in the vicinity of Matthews Street in Goshen, New York.

b. On or about June 2, 2015, CHEYENNE SIMPSON, the defendant, sold cocaine to an individual in the vicinity of Matthews Street in Goshen, New York.

c. On or about June 9, 2015, MICHAEL BRANDS, the defendant, sold cocaine to a confidential informant in or around Middletown, New York.

(Title 21, United States Code, Section 846.)

COUNT TWO

The Grand Jury further charges:

5. From at least in or about 2013, up to and including in or about June 2015, in the Southern District of New York and elsewhere, EDWIN DELMORAL, PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," JAMES CHRISTIANO, a/k/a "Jimmy," GENNARO COSTAGLIOLA, a/k/a "Gerry," a/k/a "Big Nose," JASON KEATING, and ROSA BARBOSA, the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

6. It was a part and an object of the conspiracy that EDWIN DELMORAL, PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," JAMES CHRISTIANO, a/k/a "Jimmy," GENNARO COSTAGLIOLA, a/k/a "Gerry," a/k/a "Big Nose," JASON KEATING, and ROSA BARBOSA, the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

7. The controlled substance involved in the offense was five kilograms or more of mixtures and substances containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 841(b)(1)(A).

OVERT ACTS

8. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about May 21, 2014, JAMES CHRISTIANO, a/k/a "Jimmy," the defendant, sold cocaine to a confidential informant in or around Middletown, New York.

b. On or about December 19, 2014, ROSA BARBOSA and PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," the defendants, had a phone conversation in which ROSA BARBOSA agreed to deliver cocaine for PEDRO BARBOSA.

c. On or about December 24, 2014, JASON KEATING and PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," the defendants, had a phone conversation in which BARBOSA arranged to pick up a supply of cocaine from KEATING.

d. On or about February 6, 2015, GENNARO COSTAGLIOLA, a/k/a "Gerry," a/k/a "Big Nose," and PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," the defendants, had a phone

conversation in which BARBOSA arranged to pick up a supply of cocaine from COSTAGLIOLA.

e. On or about April 14, 2015, PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," the defendant, transported cocaine for resale in Middletown, New York.

f. On or about June 4, 2015, EDWIN DELMORAL, the defendant, sold cocaine to a confidential informant in or around Middletown, New York.

#### FORFEITURE ALLEGATION

9. As a result of committing the controlled substance offenses alleged in Counts One and Two of this Indictment, CHEYENNE SIMPSON, MICHAEL BRANDS, LASHANTA MENDOZA, a/k/a "LA," a/k/a "Lynn," EDWIN DELMORAL, PEDRO BARBOSA, a/k/a "Pete," a/k/a "P," JAMES CHRISTIANO, a/k/a "Jimmy," GENNARO COSTAGLIOLA, a/k/a "Gerry," a/k/a "Big Nose," JASON KEATING, and ROSA BARBOSA, the defendants, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds said defendants obtained directly or indirectly as a result of the violation and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of the violation alleged in Count One of this Indictment, including but not limited to a sum in United States currency representing the amount of proceeds obtained as

a result of the offense.

Substitute Assets Provision

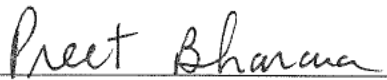
10. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- 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 subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1) and 853.)

  
FOREPERSON

  
PREET BHARARA  
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- v. -

CHEYENNE SIMPSON, et al.,


Defendants.

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SEALED INDICTMENT

15 Cr.

(21 U.S.C. § 846.)

 Foreperson.

PREET BHARARA  
United States Attorney.

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