

COPY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA :
 : SEALED INDICTMENT
 :
 - v. - : 15 Cr. 463
 :
 DAMON MITCHELL SR., :
 a/k/a "Trip," :
 LUIS GONZALEZ, :
 JULIO MARTINEZ, :
 KYRA MATAN, :
 PERNELL MOORE, :
 a/k/a "Dog," :
 HARMEEN NIX, :
 a/k/a "Hollow," :
 RAMON NUNEZ, :
 a/k/a "Wellington," :
 RONALD RIVERA, :
 a/k/a "RJ," :
 TYRELL SIMON, :
 a/k/a "Shmeez," and :
 GEORGE VEGA JR., :
 a/k/a "Pito," :
 :
 Defendants. :
 :
 - - - - - X

COUNT ONE

The Grand Jury charges:

1. From at least in or about 2013, up to and including in or about 2015, in the Southern District of New York and elsewhere, DAMON MITCHELL SR., a/k/a "Trip," LUIS GONZALEZ, JULIO MARTINEZ, KYRA MATAN, PERNELL MOORE, a/k/a "Dog," HARMEEN NIX, a/k/a "Hollow," RAMON NUNEZ, a/k/a "Wellington," RONALD RIVERA, a/k/a "RJ," TYRELL SIMON, a/k/a "Shmeez," and GEORGE VEGA JR., a/k/a "Pito," 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 DAMON MITCHELL SR., a/k/a "Trip," LUIS GONZALEZ, JULIO MARTINEZ, KYRA MATAN, PERNELL MOORE, a/k/a "Dog," HARMEEN NIX, a/k/a "Hollow," RAMON NUNEZ, a/k/a "Wellington," RONALD RIVERA, a/k/a "RJ," TYRELL SIMON, a/k/a "Shmeez," and GEORGE VEGA JR., a/k/a "Pito," the defendants, and others known and unknown, would and did distribute and possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substances that DAMON MITCHELL SR., a/k/a "Trip," LUIS GONZALEZ, JULIO MARTINEZ, KYRA MATAN, PERNELL MOORE, a/k/a "Dog," HARMEEN NIX, a/k/a "Hollow," RAMON NUNEZ, a/k/a "Wellington," RONALD RIVERA, a/k/a "RJ," TYRELL SIMON, a/k/a "Shmeez," and GEORGE VEGA JR., a/k/a "Pito," the defendants, conspired to distribute and possess with intent to distribute were 1 kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of Title 21, United States Code, Section 841(b)(1)(A).

4. During the period charged in the Indictment, DAMON MITCHELL SR., a/k/a "Trip," HARMEEN NIX, a/k/a "Hollow," and RAMON NUNEZ, a/k/a "Wellington," the defendants, served as

sources of heroin supply to the conspiracy. The conspiracy was centered in Monticello, New York, and members of the conspiracy distributed heroin in and around Sullivan County. JULIO MARTINEZ, KYRA MATAN, PERNELL MOORE, a/k/a "Dog," RONALD RIVERA, a/k/a "RJ," TYRELL SIMON, a/k/a "Shmeez," and GEORGE VEGA JR., a/k/a "Pito," the defendants, distributed heroin in furtherance of the conspiracy. LUIS GONZALEZ, the defendant, helped NUNEZ transport and supply heroin to the conspiracy.

(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 2015, in the Southern District of New York and elsewhere, RONALD RIVERA, a/k/a "RJ," and TYRELL SIMON, a/k/a "Shmeez," the defendants, during and in relation to a drug trafficking crime for which they may be prosecuted in a court of the United States, namely, the narcotics conspiracy charged in Count One of this Indictment, knowingly did use and carry a firearm, and in furtherance of such crime, did possess a firearm.

(Title 18, United States Code, Sections 924(c)(1)(A)(i).)

COUNT THREE

The Grand Jury further charges:

6. In or about the summer of 2014, in the Southern District of New York, PERNELL MOORE, a/k/a "Dog," the defendant, after having been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting commerce a firearm, to wit, a Llama .45 caliber pistol, which previously had been shipped and transported in interstate and foreign commerce.

(Title 18, United States Code, Section 922(g).)

FORFEITURE ALLEGATION

7. As a result of committing the controlled substance offense alleged in Count One of this Indictment, DAMON MITCHELL SR., a/k/a "Trip," LUIS GONZALEZ, JULIO MARTINEZ, KYRA MATAN, PERNELL MOORE, a/k/a "Dog," HARMEEN NIX, a/k/a "Hollow," RAMON NUNEZ, a/k/a "Wellington," RONALD RIVERA, a/k/a "RJ," TYRELL SIMON, a/k/a "Shmeez," and GEORGE VEGA JR., a/k/a "Pito," 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.

8. 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 intent 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 and 853.)



FOREPERSON


PREET BHARARA
United States Attorney

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SOUTHERN DISTRICT OF NEW YORK

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- v. -

DAMON MITCHELL SR., et al.,

Defendants.

SEALED INDICTMENT


15 Cr.

(18 U.S.C. §§ 922(g) and 924(c),
21 U.S.C. § 846.)

PREET BHARARA

United States Attorney.

A TRUE BILL


Foreperson.
