

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

- v. -

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:
:
: SEALED INDICTMENT

ONEIL SCOTT,
a/k/a "Omar McLean,"
a/k/a "Kevin Smith,"
a/k/a "Buba,"

16 CRIM 029

FNU LNU,
a/k/a "Johni,"
a/k/a "Kevin Williams," and

CHAI GREEN,
a/k/a "Dwight Green,"
a/k/a "David Green,"
a/k/a "Blacks,"

Defendants.

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COUNT ONE

(Conspiracy to Commit Robbery)

The Grand Jury charges:

1. In or about 2014, in the Southern District of New York and elsewhere, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, and others known and unknown, unlawfully and knowingly did combine, conspire, confederate, and agree together and with each other to commit robbery, as that term is defined in Title 18, United States Code, Section 1951(b) (1), and would and did thereby obstruct, delay, and affect commerce and the movement of articles and

commodities in commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), to wit, SCOTT, FNU LNU, GREEN, and others known and unknown, agreed to commit armed robberies of suspected narcotics traffickers.

(Title 18, United States Code, Section 1951.)

COUNT TWO

(Attempted Robbery)

The Grand Jury further charges:

2. On or about March 11, 2014, in the Southern District of New York and elsewhere, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, and others known and unknown, unlawfully and knowingly did attempt to commit robbery, as that term is defined in Title 18, United States Code, Section 1951(b)(1), and would thereby have obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce, as that term is defined in Title 18, United States Code, Section 1951(b)(3), to wit, SCOTT, FNU LNU, GREEN, and others attempted to rob at gunpoint Wayne Thomas, a/k/a "Turnip," a suspected narcotics dealer, of narcotics, in the vicinity of East Gun Hill Road and Rochambeau Avenue in the Bronx, New York.

(Title 18, United States Code, Sections 1951 and 2.)

COUNT THREE

(Conspiracy to Commit Kidnapping)

The Grand Jury further charges:

3. In or about March 2014, in the Southern District of New York and elsewhere, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, and others known and unknown, unlawfully, willfully, and knowingly did conspire to violate Title 18, United States Code, Section 1201.

4. It was a part and an object of the conspiracy that ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, and others known and unknown, would and did unlawfully seize, confine, inveigle, decoy, kidnap, abduct, and carry away and hold for ransom and reward and otherwise a person, when the offenders used a means, facility, and instrumentality of interstate and foreign commerce in committing and in furtherance of the commission of the offense, to wit, SCOTT, FNU LNU, GREEN, and others known and unknown agreed to kidnap Wayne Thomas, a/k/a "Turnip," in the vicinity of East Gun Hill Road and Rochambeau Avenue in the Bronx, New York, and transported Thomas to another location, which resulted in the death of Thomas, and in furtherance of the conspiracy to

kidnap Thomas, used a facility and instrumentality of interstate commerce, specifically a telephone.

Overt Act

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

a. On or about March 11, 2014, in the vicinity of East Gun Hill Road and Rochambeau Avenue in the Bronx, New York, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," and other co-conspirators forced Wayne Thomas, a/k/a "Turnip," into a vehicle at gunpoint, and then drove Thomas to another location.

(Title 18, United States Code, Section 1201(c).)

COUNT FOUR

(Kidnapping)

The Grand Jury further charges:

6. On or about March 11, 2014, in the Southern District of New York and elsewhere, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, and others known and unknown, unlawfully, willfully, and knowingly

did seize, confine, inveigle, decoy, kidnap, abduct, and carry away and hold for ransom and reward and otherwise a person, when SCOTT, FNU LNU, GREEN, and others known and unknown used a means, facility, and instrumentality of interstate and foreign commerce in committing and in furtherance of the commission of the offense, to wit, SCOTT, FNU LNU, GREEN, and others kidnapped Wayne Thomas, a/k/a "Turnip," in the vicinity of East Gun Hill Road and Rochambeau Avenue in the Bronx, New York, and transported Thomas to another location, which resulted in the death of Thomas, and in committing that kidnapping used a facility and instrumentality of interstate commerce, specifically a telephone.

(Title 18, United States Code, Sections 1201(a)(1) and 2.)

COUNT FIVE

(Use of a Firearm in Furtherance of a Crime of Violence)

The Grand Jury further charges:

7. On or about March 11, 2014, in the Southern District of New York and elsewhere, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, during and in relation to crimes of violence for which they may be prosecuted in a court of the United States, namely, the attempted robbery charged in Count Two of this Indictment, the kidnapping conspiracy charged in Count Three of this Indictment,

and the kidnapping charged in Count Four of this Indictment, knowingly did use and carry a firearm, and, in furtherance of such crimes, did possess a firearm, and did aid and abet the use, carrying and possession of a firearm, which was brandished.

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

FORFEITURE ALLEGATION

8. As the result of committing the robbery offenses in violation of Title 18, United States Code, Section 1951, alleged in Counts One and Two of this Indictment, ONEIL SCOTT, a/k/a "Omar McLean," a/k/a "Kevin Smith," a/k/a "Buba," FNU LNU, a/k/a "Johni," a/k/a "Kevin Williams," and CHAI GREEN, a/k/a "Dwight Green, a/k/a "David Green," a/k/a "Blacks," the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a) (1) (C), and Title 28, United States Code, Section 2461, all property, real and personal, that constitutes or is derived from proceeds traceable to the commission of the offenses.

Substitute Asset Provision

9. If any of the above-described forfeitable property, 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 18,
United States Code, Section 982(b), to seek forfeiture of any
other property of the defendants up to the value of the above
forfeitable property.

(Title 18, United States Code, Sections 981 & 982; and
Title 28, United States Code, Section 2461.)


FOREPERSON


PREET BHARARA *PK*
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Defendants.

INDICTMENT

16 Cr.

(18 U.S.C. §§ 1951, 1201(a)(1),
1201(c), 924(c)(1)(A)(ii), and 2)

PREET BHARARA

United States Attorney.

A TRUE BILL


/s/ [Redacted] Foreperson.
