

UNITED STATES DISTRICT COURT SOUTHERN
DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

JAIRO ELIEZER ARIAS CACERES,

Defendant.

INDICTMENT

S2 24 Cr. 659

COUNT ONE
(Narcotics Importation Conspiracy)

The Grand Jury charges:

1. From at least in or about April 2023, up to and including in or about December 2023, in the Southern District of New York, the Dominican Republic, and elsewhere, and in an offense begun and committed out of the jurisdiction of any particular State or district of the United States, JAIRO ELIEZER ARIAS CACERES, the defendant, and others known and unknown, at least one of whom is expected to be first brought to and arrested in the Southern District of New York, intentionally and knowingly combined, conspired, confederated, and agreed 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 JAIRO ELIEZER ARIAS CACERES, the defendant, and others known and unknown, would and did import into the United States and into the customs territory of the United States from a place outside thereof a controlled substance, in violation of Title 21, United States Code, Sections 952(a) and 960(a)(1).
3. It was further a part and an object of the conspiracy that JAIRO ELIEZER ARIAS CACERES, the defendant, and others known and unknown, would and did manufacture, possess with intent to distribute, and distribute a controlled substance, intending, knowing, and having reasonable cause to believe that such substance would be unlawfully imported into the

United States and into waters within a distance of 12 miles of the coast of the United States, in violation of Title 21, United States Code, Sections 959(a) and 960(a)(3).

4. It was further a part and an object of the conspiracy that JAIRO ELIEZER ARIAS CACERES, the defendant, and others known and unknown, would and did, on board an aircraft registered in the United States, manufacture, distribute, and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Sections 959(c) and 960(a)(3).

5. The controlled substance that JAIRO ELIEZER ARIAS CACERES, the defendant, conspired to (a) import into the United States and into the customs territory of the United States from a place outside thereof; (b) manufacture, possess with intent to distribute, and distribute, intending, knowing, and having reasonable cause to believe that such substance would be unlawfully imported into the United States and into waters within a distance of 12 miles of the coast of the United States; and (c) manufacture, distribute, and possess with intent to distribute on board an aircraft registered in the United States, was five kilograms and more of mixtures and substances containing a detectable amount of cocaine, in violation of Title 21, United States Code, Section 960(b)(1)(B).

(Title 21, United States Code, Section 963;
Title 18, United States Code, Section 3238.)

FORFEITURE ALLEGATION

6. As a result of committing the controlled substance offense alleged in Count One of this Indictment, JAIRO ELIEZER ARIAS CACERES, the defendant, shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853 and 970, any and all property constituting or derived from any proceeds obtained directly or indirectly as a result of said offense and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of said offense that the defendants personally obtained.

Substitute Assets Provision

7. If any of the above-described forfeitable property, 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 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 defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 853 and 970 and
Title 28, United States Code, Section 2461.)


FOREPERSON

12/13/24


DAMIAN WILLIAMS
United States Attorney