

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

AHMAR GARCIA,
a/k/a "OB," and
RAHEEM PATTERSON,
a/k/a "Rah Rah,"

Defendants.

INDICTMENT

25 Cr.

25 CRIM 582

The Grand Jury charges:

Overview

1. For the past several years, since at least in or around 2019, two warring alliances of violent street gangs engaged in retaliatory shootings, resulting in multiple young men and boys being shot, injured, and killed. After each shooting, the gangs glorified their acts of violence against their rivals, taunting them for their dead gang members, and promoting their own gangs and their allies via social media and through their rap videos. These posts and videos in turn fueled the cycle of violence, where the rival gangs retaliated against each other for each shooting, taunt, or perceived slight.

2. Over the spring and summer of 2021, these two alliances engaged in a gang war that included multiple shootings against their enemies, real or perceived. These shootings resulted in the deaths of multiple young men and boys throughout the Bronx. On one side of this gang war was an alliance consisting principally of the MacBallers, the Drillys, and the 800 YGz gangs, which historically and generally aligned, collectively or through its individual members, with the

Bloods. On the other side of this gang war was an opposing alliance principally including the Sev Side, Third Side, and Reyway gangs, all neighborhood sets generally aligned with the Crips.

3. On September 29, 2021, in retaliation for the murders of their own gang members, and to promote their own standing in their respective gangs, members of the alliance of MacBallers, Drillys, and 800 YGz gangs, including AHMAR GARCIA, a/k/a “OB,” and RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendants, shot and killed Nisayah Sanchez, a 16-year-old member of the rival Sev Side, Third Side, and Reyway gang alliance, by sneaking up beside Sanchez and shooting him to death on a Bronx street in broad daylight.

4. A little over two months later, on December 2, 2021, PATTERSON and another member of his gang alliance shot multiple times at a rival gang member in midtown Manhattan as the rival was leaving a restaurant.

COUNT ONE
(Violent Crime in Aid of Racketeering:
September 29, 2021 Murder)

The Grand Jury further charges:

At all times relevant to this Indictment,

THE MACBALLERS ENTERPRISE

5. AHMAR GARCIA, a/k/a “OB,” the defendant, and others known and unknown, were members and associates of the MacBallers, a criminal organization whose members and associates engaged in, among other things, acts involving murder, assault, robbery, and the distribution of controlled substances, in Manhattan and the Bronx, New York, and elsewhere.

6. The MacBallers, including its leaders, members, and associates, constituted an enterprise, as defined by Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact that engaged in, and the activities of which affected, interstate and

foreign commerce. The MacBallers enterprise constituted an ongoing organization whose members and associates functioned as a continuing unit for a common purpose of achieving the objectives of the MacBallers.

7. AHMAR GARCIA, a/k/a "OB," the defendant, was a member and associate of the MacBallers who participated in unlawful and other activities in furtherance of the conduct of the MacBallers' affairs.

PURPOSES OF THE MACBALLERS ENTERPRISE

8. The purposes of the MacBallers enterprise included the following:

a. Preserving and protecting the power of the MacBallers and its members and associates through acts involving murder, assault, robbery, other acts of violence, and threats of violence.

b. Enriching members and associates of the MacBallers through, among other things, robberies of drug dealers and the distribution of controlled substances.

c. Promoting and enhancing the MacBallers enterprise and the reputation and activities of its members and associates.

MEANS AND METHODS OF THE MACBALLERS ENTERPRISE

9. Among the means and methods by which the members and associates of the MacBallers conducted and participated in the conduct of the affairs of the Enterprise were the following:

a. Members and associates of the MacBallers committed, conspired to commit, and attempted to commit acts of violence, including acts involving murder and assault, to protect and expand the Enterprise's criminal operations, and in connection with rivalries with members of other street gangs and individuals adverse to the MacBallers.

b. Members and associates of the MacBallers committed robberies, including robberies of drug dealers.

c. Members and associates of the MacBallers obtained, possessed, and used firearms and ammunition.

d. Members and associates of the MacBallers formed alliances with other gangs, including the 800 YGz and the Drillys, to help combat their common rivals and pursue other common objectives of the enterprises.

10. At all relevant times to this Indictment, the MacBallers enterprise, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely:

a. multiple acts involving:

(i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

(ii) robbery, chargeable under the following provisions of New York State law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

b. multiple offenses involving the distribution of narcotics and controlled substances in violation of Title 21, United States Code, Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and

c. multiple acts indictable under Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

THE MURDER IN AID OF RACKETEERING

11. On or about September 29, 2021, in the Southern District of New York and elsewhere, AHMAR GARCIA a/k/a “OB,” the defendant, for the purpose of gaining entrance to and maintaining and increasing position in the MacBallers, an enterprise engaged in racketeering activity, knowingly and intentionally murdered Nisayah Sanchez, to wit, in the vicinity of East 187th Street and Prospect Avenue in the Bronx, New York, GARCIA and a co-conspirator (“CC-1”) shot at rival gang members resulting in the death of Nisayah Sanchez, that is:

a. with intent to cause the death of another person, GARCIA caused the death of Nisayah Sanchez, and aided and abetted the same, in violation of New York Penal Law, Sections 125.25(1), and 20.00; and

b. under circumstances evincing a depraved indifference to human life, GARCIA recklessly engaged in conduct which created a grave risk of death to another person, and thereby caused the death of Nisayah Sanchez, in violation of New York Penal Law, Sections 125.25(2) and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT TWO
**(Violent Crime in Aid of Racketeering:
September 29, 2021 Assault with a Dangerous Weapon and Attempted Murder)**

The Grand Jury Further charges:

12. The allegations contained in Paragraphs Five through Ten of this Indictment are repeated and realleged as if fully set forth herein.

THE ASSAULT WITH A DANGEROUS WEAPON AND
ATTEMPTED MURDER IN AID OF RACKETEERING

13. On or about September 29, 2021, in the Southern District of New York and elsewhere, AHMAR GARCIA, a/k/a “OB,” the defendant, for the purpose of gaining entrance to and maintaining and increasing position in the MacBallers, an enterprise engaged in racketeering activity, knowingly and intentionally assaulted with a dangerous weapon and attempted to murder a person who was with Nisayah Sanchez (“Victim-2”), to wit, in the vicinity of East 187th Street and Prospect Avenue in the Bronx, New York, GARCIA and CC-1 shot at rival gang members resulting in non-fatal injury to Victim-2, in violation of New York Penal Law, Sections 120.05(2), 125.25, 110.00, 120.14, and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (a)(5), and 2.)

COUNT THREE
(Violent Crime in Aid of Racketeering:
September 29, 2021 Murder)

The Grand Jury further charges:

14. The allegations contained in Paragraphs Five through Ten of this Indictment are repeated and realleged as if fully set forth herein.

At all times relevant to this Indictment,

THE 800 YGZ ENTERPRISE

15. Co-Conspirator-1 (“CC-1”) and others known and unknown, were members and associates of the 800 YGz, a criminal organization whose members and associates engaged in, among other things, acts involving murder, assault, robbery, and the distribution of controlled substances, in Manhattan and the Bronx, New York, and elsewhere.

16. The 800 YGz, including its leaders, members, and associates, constituted an enterprise, as defined by Title 18, United States Code, Section 1959(b)(2), that is, a group of

individuals associated in fact that engaged in, and the activities of which affected, interstate and foreign commerce. The 800 YGz enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the 800 YGz.

17. CC-1 was a member and associate of the 800 YGz who participated in unlawful and other activities in furtherance of the conduct of the 800 YGz's affairs.

18. RAHEEM PATTERSON, a/k/a "Rah Rah," the defendant, was a member of the Drillys criminal enterprise, described more fully below, and was also an associate of the 800 YGz criminal enterprise.

PURPOSES OF THE 800 YGz ENTERPRISE

19. The purposes of the 800 YGz enterprise included the following:

- a. Enriching members and associates of the YGz enterprise through, among other things, the distribution of controlled substances;
- b. Preserving and protecting the power and territory of the 800 YGz enterprise, through acts involving murder, assault, other acts of violence, and threats of violence; and
- c. Promoting and enhancing the 800 YGz enterprise and the reputation and activities of its members and associates.

MEANS AND METHODS OF THE 800 YGz ENTERPRISE

20. Among the means and methods by which the members and associates of the 800 YGz conducted and participated in the conduct of the affairs of the 800 YGz enterprise were the following:

- a. Members and associates of the 800 YGz enterprise committed and conspired, attempted, and threatened to commit, acts of violence, including acts involving murder and assault, to protect and expand the 800 YGz's criminal operations, and to resolve disputes with and to retaliate against rival gangs.

- b. Members and associates of the 800 YGz enterprise sold controlled substances.
- c. Members and associates of the 800 YGz enterprise committed robberies.
- d. Members and associates of the 800 YGz enterprise obtained, possessed, and used firearms and ammunition.
- e. Members and associates of the 800 YGz enterprise formed alliances with other gangs, including the MacBallers and the Drillys, to help combat their common rivals and pursue other common objectives of the enterprises.

21. At all relevant times to this Indictment, the 800 YGz enterprise, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely:

- a. multiple acts involving:
 - (i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);
 - (ii) robbery, chargeable under the following provisions of New York State law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);
- b. multiple offenses involving the distribution of narcotics and controlled substances in violation of Title 21, United States Code, Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and

c. multiple acts indictable under Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

THE MURDER IN AID OF RACKETEERING

22. On or about September 29, 2021, in the Southern District of New York and elsewhere, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, aided and abetted: (i) AHMAR GARCIA, a/k/a “OB,” the defendant, who knowingly and intentionally murdered Nisayah Sanchez, in the vicinity of East 187th Street and Prospect Avenue in the Bronx, New York, for the purpose of gaining entrance to and maintaining and increasing position in the MacBallers, an enterprise engaged in racketeering activity, and (ii) CC-1, who knowingly and intentionally murdered Nisayah Sanchez, in the vicinity of East 187th Street and Prospect Avenue in the Bronx, New York, for the purpose of gaining entrance to and maintaining and increasing position in the 800 YGz, an enterprise engaged in racketeering activity, that is:

a. with intent to cause the death of another person, PATTERSON aided and abetted GARCIA and CC-1 in causing the death of Nisayah Sanchez, in violation of New York Penal Law, Sections 125.25(1) and 20.00; and

b. under circumstances evincing a depraved indifference to human life, PATTERSON aided and abetted GARCIA and CC-1 in recklessly engaging in conduct which created a grave risk of death to another person, and thereby caused the death of Nisayah Sanchez, in violation of New York Penal Law, Sections 125.25(2) and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

COUNT FOUR

(Violent Crime in Aid of Racketeering:

September 29, 2021 Assault with a Dangerous Weapon and Attempted Murder)

The Grand Jury Further charges:

23. The allegations contained in Paragraphs Five through Ten and Fifteen through Twenty-One of this Indictment are repeated and realleged as if fully set forth herein.

THE ASSAULT WITH A DANGEROUS WEAPON AND

ATTEMPTED MURDER IN AID OF RACKETEERING

24. On or about September 29, 2021, in the Southern District of New York and elsewhere, RAHEEM PATTERSON a/k/a “Rah Rah,” the defendant, aided and abetted: (i) AHMAR GARCIA, a/k/a “OB,” the defendant, who knowingly and intentionally assaulted with a dangerous weapon and attempted to murder Victim-2, for the purpose of gaining entrance to and maintaining and increasing position in the MacBallers, an enterprise engaged in racketeering activity, and (ii) CC-1, who knowingly and intentionally assaulted with a dangerous weapon and attempted to murder Victim-2, for the purpose of gaining entrance to and maintaining and increasing position in the 800 YGz, an enterprise engaged in racketeering activity, to wit, in the vicinity of East 187th Street and Prospect Avenue in the Bronx, New York, PATTERSON aided and abetted GARCIA and CC-1 shooting at rival gang members, resulting in non-fatal injury to Victim-2, in violation of New York Penal Law, Sections 120.05(2), 125.25, 110.00, 120.14, and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (a)(5), and 2.)

COUNT FIVE
(Racketeering Conspiracy: Drillys)

The Grand Jury Further charges:

At all times relevant to this Indictment,

THE DRILLYS ENTERPRISE

25. RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, and others known and unknown, were members and associates of the Drillys, a criminal organization whose members and associates engaged in, among other things, acts involving murder, assault, robbery, and the distribution of controlled substances in Manhattan and the Bronx, New York, and elsewhere.

26. The Drillys, including its leaders, members, and associates, constituted an enterprise, as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact that engaged in, and the activities of which affected, interstate and foreign commerce. The Drillys enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Drillys.

27. RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, was a member and associate of the Drillys and participated in unlawful and other activities in furtherance of the conduct of Drillys’ affairs.

PURPOSES OF THE DRILLYS ENTERPRISE

28. The purposes of the Drillys enterprise included the following:

a. Preserving and protecting the power and territory of the Drillys and its members and associates through acts involving murder, assault, robbery, other acts of violence, and threats of violence.

b. Enriching members and associates of the Drillys enterprise through, among other things, the distribution of narcotics and controlled substances, including marihuana and cocaine base and robbery.

c. Promoting and enhancing the Drillys enterprise and the reputation and activities of its members and associates.

d. Providing assistance to members and associates of the Drillys enterprise who committed crimes for and on behalf of the Drillys enterprise.

MEANS AND METHODS OF THE DRILLYS ENTERPRISE

29. Among the means and methods by which members and associates of the Drillys enterprise conducted and participated in the conduct of the affairs of the Drillys enterprise were the following:

a. Members and associates of the Drillys committed, conspired to commit, and attempted to commit acts of violence, including acts involving murder and assault, to protect and expand the enterprise's criminal operations, and in connection with rivalries with members of other street gangs and individuals adverse to the Drillys.

b. Members and associates of the Drillys committed robberies, including robberies of drug dealers.

c. Members and associates of the Drillys obtained, possessed, and used firearms and ammunition.

d. Members and associates of the Drillys sold narcotics and controlled substances, including marihuana and cocaine base.

e. Members and associates of the Drillys enterprise formed alliances with other gangs, including the MacBallers and the 800 YGz, to help combat their common rivals and pursue other common objectives of the enterprises.

THE DRILLYS RACKETEERING CONSPIRACY

30. From at least in or about 2019, through at least in or about 2022, in the Southern District of New York and elsewhere, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, and others known and unknown, being persons employed by and associated with the Drillys, an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, knowingly combined, conspired, confederated, and agreed together and with each other to violate Title 18, United States Code, Section 1962(c), that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of the Drillys enterprise through a pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), which pattern of racketeering activity consisted of:

a. multiple acts involving:

(i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

(ii) robbery, chargeable under the following provisions of New York State law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

b. multiple offenses involving the distribution of narcotics and controlled substances, including marihuana and cocaine base, in violation of Title 21, United States Code,

Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and

c. multiple acts indictable under Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

31. It was a part of the conspiracy that RAHEEM PATTERSON, a/k/a "Rah Rah," the defendant, agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of Drillys enterprise.

(Title 18, United States Code, Section 1962(d).)

COUNT SIX
(Conspiracy to Commit Murder in Aid of Racketeering)

The Grand Jury further charges:

32. At all times relevant to this Indictment, the MacBallers, as described in Paragraphs Five through Ten of this Indictment, and the Drillys, as described in Paragraphs Twenty-Five through Twenty-Nine of this Indictment, which are repeated and incorporated by reference as though fully set forth herein, including their respective leaders, members, and associates, constituted enterprises, as that term is defined in Title 18, United States Code, Section 1959(b)(2), that is, each was an association in fact of individuals that engaged in, and the activities of which affected, interstate and foreign commerce. The MacBallers and the Drillys each constituted an ongoing organization whose members and associates functioned as a continuing unit for a common purpose of achieving the objectives of the MacBallers enterprise and the Drillys enterprise, respectively.

33. At all times relevant to this Indictment, the MacBallers, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely:

a. multiple acts involving:

(i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

(ii) robbery, chargeable under the following provisions of New York state law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

b. multiple offenses involving the distribution of narcotics and controlled substances in violation of Title 21, United States Code, Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and

c. multiple acts indictable under Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

34. At all times relevant to this Indictment, the Drillys, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely:

- a. multiple acts involving:
 - (i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);
 - (ii) robbery, chargeable under the following provisions of state law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);
- b. multiple offenses involving the distribution of narcotics and controlled substances, including marihuana and cocaine base, chargeable under Title 21, United States Code, Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and
- c. multiple acts indictable under: Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

35. On or about September 29, 2021, in the Southern District of New York and elsewhere, AHMAR GARCIA, a/k/a “OB,” and RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendants, and others known and unknown, for the purpose of gaining entrance to and maintaining and increasing position in the MacBallers (as to GARCIA), and the Drillys (as to PATTERSON), each being an enterprise engaged in racketeering activity as described above, did knowingly combine, confederate, and agree with each other and others known and unknown, to murder rival gang members, in violation of New York Penal Law, Sections 125.25 and 105.15.

(Title 18, United States Code, Section 1959(a)(5).)

COUNT SEVEN

(Violent Crime in Aid of Racketeering:

December 2, 2021 Attempted Murder and Assault with a Dangerous Weapon)

36. At all times relevant to this Indictment, the Drillys, as described in Paragraphs Twenty-Five through Twenty-Nine of this Indictment, which are repeated and incorporated by reference as though fully set forth herein, including its leaders, members, and associates, constituted an enterprise, as that term is defined in Title 18, United States Code, Section 1959(b)(2), that is, it was an association in fact that engaged in, and the activities of which affected, interstate and foreign commerce. The Drillys enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Drillys enterprise.

37. At all times relevant to this Indictment, the Drillys enterprise, through its members and associates, engaged in racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1959(b)(1), namely:

a. multiple acts involving:

(i) murder, chargeable under the following provisions of New York State law: New York Penal Law, Sections 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

(ii) robbery, chargeable under the following provisions of New York State law: New York Penal Law Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting);

b. multiple offenses involving the distribution of narcotics and controlled substances, including marihuana and cocaine base, in violation of Title 21, United States Code,

Sections 841(a)(1) (distribution and possession with intent to distribute) and 846 (conspiracy), and Title 18, United States Code, Section 2 (aiding and abetting, and willfully causing); and

c. multiple acts indictable under Title 18, United States Code, Sections 1951 (relating to interference with commerce, robbery, or extortion) and 2 (aiding and abetting, and willfully causing).

38. On or about December 2, 2021, in the Southern District of New York and elsewhere, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, for the purpose of gaining entrance to and maintaining and increasing position in the Drillys, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, and knowingly attempted to murder an individual, and aided and abetted the same, to wit, in the vicinity of 765 Ninth Avenue, New York, New York, PATTERSON shot at a rival gang member, in violation of New York Penal Law, Sections 125.25, 120.14, 110.00, and 20.00.

(Title 18, United States Code, Sections 1959(a)(3) and (a)(5), and 2.)

COUNT EIGHT
(Firearm Offense)

The Grand Jury further charges:

39. On or about September 29, 2021, in the Southern District of New York and elsewhere, AHMAR GARCIA, a/k/a “OB,” the defendant, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely the murder in aid of racketeering charged in Count One of this Indictment, and the assault with a dangerous weapon in aid of racketeering charged in Count Two of this Indictment, knowingly used and carried a firearm, and in furtherance of such crime, possessed a firearm, which was brandished and discharged, and aided and abetted the same.

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

COUNT NINE
(Firearm Offense)

The Grand Jury further charges:

40. On or about September 29, 2021, in the Southern District of New York and elsewhere, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely the murder in aid of racketeering charged in Count Three of this Indictment and the assault with a dangerous weapon in aid of racketeering charged in Count Four of this Indictment, knowingly used and carried a firearm, and in furtherance of such crime, possessed a firearm, which was brandished and discharged, and aided and abetted the same.

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

COUNT TEN
(Firearm Offense)

The Grand Jury further charges:

41. On or about December 2, 2021, in the Southern District of New York and elsewhere, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely the attempted murder in aid of racketeering and assault with a dangerous weapon in aid of racketeering charged in Count Seven of this Indictment, knowingly used and carried a firearm, and in furtherance of such crime, possessed a firearm, which was brandished and discharged, and aided and abetted the same.

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

**SPECIAL FINDINGS AS TO AHMAR GARCIA REGARDING THE MURDER OF
NISAYAH SANCHEZ**

42. Count One of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to Count One of the Indictment, alleging the murder of Nisayah Sanchez, AHMAR GARCIA a/k/a “OB,” the defendant:

- a. was 18 years of age or older at the time of the offenses;
- b. intentionally killed the victim (Title 18, United States Code, Section 3591(a)(2)(A));
- c. intentionally inflicted serious bodily injury that resulted in the death of the victim (Title 18, United States Code, Section 3591(a)(2)(B));
- d. intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection with a person, other than one of the participants in the offenses, and Nisayah Sanchez died as a direct result of the act (Title 18, United States Code, Section 3591 (a) (2) (C)); and,
- e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offenses, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D));
- f. in the commission of the offense knowingly created a grave risk of death to one or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)); and
- g. the victim was particularly vulnerable due to youth (Title 18, United States Code, Section 3592(c)(11)).

SPECIAL FINDINGS AS TO RAHEEM PATTERSON REGARDING THE MURDER OF NISAYAH SANCHEZ

43. Count Three of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to Count Three of the Indictment, alleging the murder of Nisayah Sanchez, RAHEEM PATTERSON, a/k/a “Rah Rah,” the defendant:

- a. was 18 years of age or older at the time of the offenses;
- b. intentionally killed the victim (Title 18, United States Code, Section 3591(a)(2)(A));
- c. intentionally inflicted serious bodily injury that resulted in the death of the victim (Title 18, United States Code, Section 3591(a)(2)(B));
- d. intentionally participated in an act, contemplating that the life of a person would be taken and intending that lethal force would be used in connection with a person, other than one of the participants in the offenses, and Nisayah Sanchez died as a direct result of the act (Title 18, United States Code, Section 3591 (a) (2) (C)); and,
- e. intentionally and specifically engaged in an act of violence, knowing that the act created a grave risk of death to a person, other than one of the participants in the offenses, such that participation in the act constituted a reckless disregard for human life and the victim died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(D));
- f. in the commission of the offense knowingly created a grave risk of death to one or more persons in addition to the victim of the offense (Title 18, United States Code, Section 3592(c)(5)); and
- g. the victim was particularly vulnerable due to youth (Title 18, United States Code, Section 3592(c)(11)).

FORFEITURE ALLEGATION

44. As a result of committing the racketeering conspiracy offense alleged in Count Five of this Indictment, RAHEEM PATTERSON, a/k/a "Rah Rah," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1963, any and all interests the defendant acquired or maintained in violation of Title 18, United States Code, Section 1962; any and all interests in, securities of, claims against, and property or contractual rights of any kind affording a source of influence over, the enterprise named and described herein which the defendants established, operated, controlled, conducted, and participated in the conduct of, in violation of Title 18, United States Code, Section 1962; and any and all property constituting and derived from proceeds obtained, directly and indirectly, from the offense alleged in Count Five of this Indictment, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense.

Substitute Assets Provision

45. 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 18, United States Code, Section 1963(m), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property.

(Title 18, United States Code, Section 1963.)

[REDACTED]

FOREPERSON



JAY CLAYTON
United States Attorney