

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

ARISTIDES CABRERA,
a/k/a "Buddha,"

Defendant.

INDICTMENT

26 Cr.

26 CRIM 109

COUNT ONE

(Conspiracy to Distribute Narcotics Resulting in Death)

The Grand Jury charges:

1. From at least in or about November 2017 through at least in or about January 2024, in the Southern District of New York and elsewhere, ARISTIDES CABRERA, a/k/a "Buddha," the defendant, and others known and unknown, knowingly and intentionally combined, conspired, confederated, and agreed together and with each other to violate the controlled-substance laws of the United States.

2. It was a part and an object of the conspiracy that ARISTIDES CABRERA, a/k/a "Buddha," the defendant, 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 substances involved in the offense were: (i) one 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); (ii) 40 grams and more of mixtures and substances containing a detectable amount of fentanyl, in violation of Title 21, United States Code, Section

841(b)(1)(B); and (iii) a quantity of mixtures and substances containing a detectable amount of para-fluorofentanyl, in violation of Title 21, United States Code, Section 841(b)(1)(C).

4. The use of such controlled substances resulted in the death of a 12-year-old child (“Minor Victim-1”) on or about June 28, 2022, in the Bronx, New York

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

COUNT TWO
(Distribution of Narcotics Resulting in Death)

5. On or about June 28, 2022, in the Southern District of New York and elsewhere, ARISTIDES CABRERA, a/k/a “Buddha,” the defendant, knowingly and intentionally distributed and possessed with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

6. The controlled substances involved in the offense were: (i) a quantity of mixtures and substances containing a detectable amount of fentanyl and (ii) a quantity of mixtures and substances containing a detectable amount of para-fluorofentanyl, in violation of Title 21, United States Code, Section 841(b)(1)(C).

7. The use of such controlled substances resulted in the death of Minor Victim-1 on or about June 28, 2022, in the Bronx, New York.

(Title 21, United States Code, Sections 812, 841(a)(1), and 841(b)(1)(C).)

COUNT THREE
(Firearm Use, Carrying, and Possession)

8. From at least in or about 2018 through at least in or about June 2022, in the Southern District of New York and elsewhere, ARISTIDES CABRERA, a/k/a “Buddha,” the defendant, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, the drug trafficking crimes charged in Count One and Count Two of this

Indictment, knowingly used and carried a firearm, and in furtherance of such crimes, possessed a firearm, and aided and abetted the use, carrying, and possession of a firearm.

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

FORFEITURE ALLEGATIONS

9. As a result of committing the offenses alleged in Counts One and Two of this Indictment, ARISTIDES CABRERA, a/k/a “Buddha,” the defendant, shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and all property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of said offenses 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 offenses, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offenses.

10. As a result of committing the offense alleged in Count Three of this Indictment, ARISTIDES CABRERA, a/k/a “Buddha,” the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c), any and all firearms and ammunition involved in or used in said offense.

Substitute Assets Provision

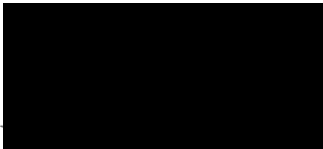
11. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- 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

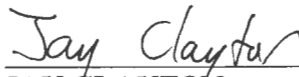
e. has been commingled with other property which cannot be subdivided without difficulty;

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 18, United States Code, Section 924;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)



FOREPERSON


JAY CLAYTON
United States Attorney