

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ORIGINAL
SDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 2/6/19
SEALED INDICTMENT

UNITED STATES OF AMERICA

- v. -

FRANK BRANDON,
a/k/a "Trizzy"

Defendant.

19 Cr.

19 CRIM 079

COUNT ONE

The Grand Jury charges:

THE ENTERPRISE

1. At all times relevant to this Indictment, FRANK BRANDON, a/k/a "Trizzy," the defendant, was a member and associate of the Bloods, a criminal organization whose members and associates engaged in, among other things, acts of violence, including murder, and narcotics trafficking. BRANDON was a member of a faction of the Bloods known as the Milla Bloods, who through their members and associates operated in New York, New York.

2. At all times relevant to this Indictment, the Bloods, including its leader, members, and associates, constituted an enterprise, as that term is defined in Title 18, United States Code, Section 1959(b)(2), that is, an association in fact of individuals that was engaged in, and the activities of which affected, interstate and foreign commerce. The Enterprise

JUDGES AMOS

constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise.

PURPOSES OF THE ENTERPRISE

3. The purposes of the Enterprise included the following:

a. Preserving and protecting the power of the Enterprise and its members and associates through acts involving violence, including murder.

b. Promoting and enhancing the Enterprise and the activities of its members and associates.

c. Enriching the members and associates of the Enterprise through, among other things, the distribution of controlled substances.

MEANS AND METHODS OF THE ENTERPRISE

4. Among the means and methods employed by the members and associates of the Enterprise in conducting and participating in the conduct of the affairs of the Enterprise were the following:

a. Members and associates of the enterprise committed, conspired to commit, and attempted to commit acts of violence, including murder, to protect and expand the Enterprise's criminal operations.

b. Members and associates of the Enterprise

committed, conspired to commit, and attempted to commit acts of violence, including murder and assault with a deadly weapon, to maintain their positions in and to advance their positions in the Enterprise.

c. Members and associates of the Enterprise sold controlled substances.

d. Members and associates of the Enterprise obtained, possessed, and used firearms.

5. At all times relevant to this Indictment, the Bloods, 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, acts involving murder, in violation of New York Penal Law, and offenses involving trafficking in controlled substances in violation of Title 21, United States Code, Sections 812, 841, and 846.

6. On or about February 23, 2014, in the Southern District of New York, FRANK BRANDON, a/k/a "Trizzy," the defendant, and others known and unknown, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from the Bloods, and for the purpose of gaining entrance to and maintaining and increasing his position in the Bloods, an enterprise engaged in racketeering activity, intentionally and knowingly murdered Gashier Mendy, and aided and abetted the same, to wit, BRANDON shot and killed Mendy inside 240

West 129 Street, New York, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

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

COUNT TWO

The Grand Jury further charges:

7. On or about February 23, 2014, in the Southern District of New York and elsewhere, FRANK BRANDON, a/k/a "Trizzy," the defendant, and others known and unknown, 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, willfully and knowingly did use and carry a firearm, and in furtherance of such crime, did possess a firearm, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United States Code, Section 1111(a), and did aid and abet the same, to wit, BRANDON shot and killed Gashier Mendy inside 240 West 129 Street, New York, New York.

(Title 18, United States Code, Sections 924(j) and 2.)

COUNT THREE

The Grand Jury further charges:

8. On or about February 23, 2014, in the Southern District of New York and elsewhere, FRANK BRANDON, a/k/a "Trizzy," the defendant, after having been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, knowingly

did possess, in and affecting commerce, ammunition, to wit, Blazer, Winchester, and Tulammo .45 caliber ammunition, which had previously been shipped and transported in interstate and foreign commerce.

(Title 18, United States Code, Sections 922(g)(1) and 2.)

COUNT FOUR

The Grand Jury further charges:

9. From at least in or about January 2014, up to and including in or about February 2014, in the Southern District of New York and elsewhere, FRANK BRANDON, a/k/a "Trizzy," the defendant, 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.

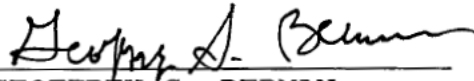
10. It was a part and an object of the conspiracy that FRANK BRANDON, a/k/a "Trizzy," the defendant, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

11. The controlled substances that FRANK BRANDON, a/k/a "Trizzy," the defendant, conspired to distribute and possess with intent to distribute, were: (i) mixtures and substances containing a detectable amount of 3,4-Methylenedioxy methamphetamine (MDMA) in a form commonly known as "molly," in violation of Title 21,

United States Code, Section 841(b)(1)(C), and (ii) mixtures and substances containing a detectable amount of marijuana, in violation of 21 U.S.C. § 841(b)(1)(D).

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


FOREPERSON


GEOFFREY S. BERMAN
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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Defendant.

INDICTMENT

19 Cr.

(18 U.S.C. §§ 1959(a)(1), 924(j), 922(g)(1), and 2;
21 U.S.C. § 846)

GEOFFREY S. BERMAN

United States Attorney


Foreperson

2/6/19 - Filed Sealed Indictment.

ea - A/W issued

J. Pitman
USMA