

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA :
- v. - :
LUIS ORTIZ, :
a/k/a "Colla," :
FELIX VELEZ, :
CARMEN TORRES, :
a/k/a "Evaliz," and :
JOSE COLON, :
Defendants. :
- - - - - X

SEALED INDICTMENT

19 Cr. **244**

COUNT ONE

(Narcotics Conspiracy)

The Grand Jury charges:

1. From at least in or about 2015 up to and including in or about 2018, in the Southern District of New York and elsewhere, LUIS ORTIZ, a/k/a "Colla," FELIX VELEZ, CARMEN TORRES, a/k/a "Evaliz," and JOSE COLON, the defendants, 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.

2. It was a part and an object of the conspiracy that LUIS ORTIZ, a/k/a "Colla," FELIX VELEZ, CARMEN TORRES, a/k/a "Evaliz," and JOSE COLON, the defendants, and others known and unknown, would

and did distribute, and possess with the intent to distribute, a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance that LUIS ORTIZ, a/k/a "Colla," FELIX VELEZ, CARMEN TORRES, a/k/a "Evaliz," and JOSE COLON, the defendants, and others known and unknown, conspired to distribute and to possess with the intent to distribute was one kilogram and more of a mixture and substance containing a detectable amount of heroin, in violation of Title 21, United States Code, Section 841(b)(1)(A).

OVERT ACTS

4. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York:

a. In or about January 2016, CARMEN TORRES, a/k/a "Evaliz," the defendant, possessed 170 glassine envelopes of a mixture and substance containing a detectable amount of heroin in Middletown, New York.

b. On or about June 1, 2018, LUIS ORTIZ, a/k/a "Colla," the defendant, met with JOSE COLON, the defendant, in Middletown, New York, to supply him with approximately 200 glassine envelopes of a mixture and substance containing a detectable amount of heroin.

c. On or about June 1, 2018, ORTIZ possessed

approximately 3,900 glassine envelopes containing of a mixture and substance weighing at least approximately 192 grams and containing a detectable amount of heroin in Middletown, New York.

d. On or about November 1, 2018, FELIX VELEZ, the defendant, possessed 144 glassine envelopes of a mixture and substance containing a detectable amount of heroin in Middletown, New York.

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

FORFEITURE ALLEGATION

5. As a result of committing the offense alleged in Count One of this Indictment, LUIS ORTIZ, a/k/a "Colla," FELIX VELEZ, CARMEN TORRES, a/k/a "Evaliz," and JOSE COLON, the defendants, 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 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, 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.

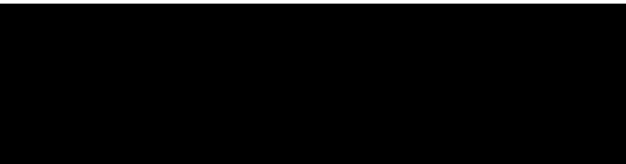
SUBSTITUTE ASSET PROVISION

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

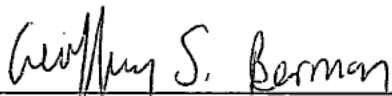
a. cannot be located upon the exercise of due diligence;

- b. has been transferred, or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been comingled with other property which cannot be divided 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 defendants up to the value of the above forfeitable property.



FOREPERSON



GEOFFREY S. BERMAN
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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v.

LUIS ORTIZ, et al,

Defendants.

INDICTMENT

19 Cr.

(21 U.S.C. §§ 841(a)(1), 846.)

GEOFFREY S. BERMAN
United States Attorney

Foreperson
