

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X

UNITED STATES OF AMERICA

- v. -

ROBERT WILSON,
a/k/a "RO,"
KEVIN CROSBY,
a/k/a "Sama," and,
YEFREL BRITO,
a/k/a "Mini,"

Defendants.

- - - - - X

: SEALED
: INDICTMENT

: 19 Cr. ____

: 19 CRIM 625

COUNT ONE

(Stevenson Commons Crew Racketeering Conspiracy
- ROBERT WILSON, a/k/a "RO")

The Grand Jury charges:

1. At all times relevant to this Indictment, ROBERT WILSON, a/k/a "RO," the defendant, and others known and unknown, were members and associates of the Stevenson Commons Crew (the "Stevenson Commons Crew" or the "Enterprise"), a criminal organization whose members and associates engaged in, among other activities, acts involving murder, assaults, robbery, and narcotics trafficking. The Stevenson Commons Crew operated principally in and around the Soundview neighborhood of the Bronx, New York.

2. The Stevenson Commons Crew, including its leadership, its membership, and its associates, constituted an

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"enterprise," as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, although not a legal entity. The Stevenson Commons Crew constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Stevenson Commons Crew. At all times relevant to this Indictment, the Stevenson Commons Crew was engaged in, and its activities affected, interstate and foreign commerce. ROBERT WILSON, a/k/a "RO," the defendant, participated in the operation and management of the Stevenson Commons Crew, and participated in unlawful and other activities in furtherance of the conduct of the Stevenson Commons Crew's affairs.

3. Members and associates of the Stevenson Commons Crew sold heroin, cocaine base in a form commonly known as "crack," oxycodone, and marijuana in and around the Stevenson Commons apartment building complex in the Soundview neighborhood of the Bronx.

4. Certain members and associates of the Stevenson Commons Crew committed and agreed, attempted, and threatened to commit acts of violence to protect fellow members and associates of the Stevenson Commons Crew. These acts of violence included assaults, attempted murder, and murder, intended either to promote the standing and reputation of the Stevenson Commons Crew, or to retaliate against members of rival gangs.

5. Some members and associates of the Stevenson Commons Crew were also members and associates of Sex Money Murder, as described in Paragraphs 19 through 24 below.

PURPOSES OF THE STEVENSON COMMONS CREW

6. The purposes of the Stevenson Commons Crew included the following:

a. Preserving and protecting the power and territory of the Stevenson Commons Crew and its members and associates through acts involving murder, other acts of violence, and threats of violence.

b. Keeping victims and potential victims in fear of the Stevenson Commons Crew through acts and threats of violence.

c. Providing assistance to members and associates who committed crimes for and on behalf of the Stevenson Commons Crew.

d. Enriching the members and associates of the Stevenson Commons Crew through, among other things, robbery and the distribution and sale of narcotics, including heroin, cocaine base in a form commonly known as "crack," oxycodone, and marijuana.

e. Promoting and enhancing the Stevenson Commons Crew and the activities of its members and associates.

MEANS AND METHODS OF THE STEVENSON COMMONS CREW

7. Among the means and methods employed by the members and associates in conducting and participating in the conduct of

the affairs of the Stevenson Commons Crew were the following:

a. Members and associates of the Stevenson Commons Crew committed and conspired, attempted, and threatened to commit, acts of violence, including acts involving murder, assaults, and robbery, to protect and expand the Stevenson Commons Crew's criminal operations, and to retaliate against rival street gangs.

b. Members and associates of the Stevenson Commons Crew sold narcotics, including heroin, cocaine base in a form commonly known as "crack," oxycodone, and marijuana.

c. Members and associates of the Stevenson Commons Crew obtained, possessed, and used firearms.

THE RACKETEERING CONSPIRACY

8. From at least in or about 2009, up to and including in or about August 2019, in the Southern District of New York and elsewhere, ROBERT WILSON, a/k/a "RO," the defendant, and others known and unknown, being persons employed by and associated with the racketeering enterprise described in Paragraphs 1 through 7 above, namely, the Stevenson Commons Crew, which 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 the racketeering laws of the United States, to wit, 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 Stevenson Commons Crew through a pattern of racketeering activity, as that term is defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisting of:

a. multiple acts involving murder, chargeable under the following provisions of state law: New York Penal Law, Sections 125.25, 125.27 (murder), 105.15 (conspiracy to commit murder), 110.00 (attempted murder), and 20.00 (aiding and abetting);

b. multiple acts involving robbery, chargeable under the following provisions of state law: New York Penal Law, Sections 160.00, 160.05, 160.10, 160.15 (robbery), 105.05, 105.10 (conspiracy to commit robbery), 110.00 (attempted robbery), and 20.00 (aiding and abetting); and

c. multiple offenses involving the distribution of controlled substances, including heroin, cocaine base in a form commonly known as "crack," oxycodone, and marijuana chargeable under Title 21, United States Code, Sections 812, 841(a)(1), 841(a)(1)(C) and 841(a)(1)(D), and 846, and Title 18, United States Code, Section 2.

9. It was a part of the conspiracy that the defendant agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the Stevenson Commons Crew.

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

NOTICE OF SPECIAL SENTENCING FACTORS

10. On or about January 6, 2019, in the Southern District of New York, ROBERT WILSON, a/k/a "RO," and others known and unknown, knowingly and intentionally murdered Nelson Ramos, and aided and abetted the same, in that, 1) with the intent to cause the death of Nelson Ramos, WILSON caused the death of Ramos; and, 2) under circumstances evincing a depraved indifference to human life, WILSON did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Ramos, to wit, WILSON and others planned and helped carry out a shooting that resulted in the death of Nelson Ramos in the vicinity of 800 Soundview Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 120.05, 125.25 and 20.00.

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

COUNT TWO

(Conspiracy to Commit Murder in Aid of Racketeering -
ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama")

The Grand Jury further charges:

11. At all times relevant to this Indictment, the Stevenson Commons Crew, as described in paragraphs 1 through 7 of Count One of this Indictment, which are repeated and incorporated by reference as though fully set forth herein, including its leadership, 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 engaged

in, and the activities of which affected, interstate and foreign commerce. The Stevenson Commons Crew constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Stevenson Commons Crew.

12. At all relevant times to this Indictment, the Stevenson Commons Crew, 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, acts involving robbery, in violation of New York Penal Law, and offenses involving narcotics trafficking, in violation of Title 21, United States Code, Sections 812, 841, and 846.

13. On or about January 6, 2019, in the Southern District of New York, ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama," the defendants, and others known and unknown, for the purpose of gaining entrance to and maintaining and increasing position in the Stevenson Commons Crew, an enterprise engaged in racketeering activity, as described above, conspired to murder Nelson Ramos, in violation of New York Penal Law, Sections 125.25

and 105.15, to wit, WILSON and CROSBY agreed with others to kill Nelson Ramos in the vicinity of 800 Soundview Avenue in the Bronx, New York.

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

COUNT THREE

(Violent Crime in Aid of Racketeering -
ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama")

The Grand Jury further charges:

14. At all times relevant to this Indictment, the Stevenson Commons Crew, as described in paragraphs 1 through 7 of Count One of this Indictment, which are repeated and incorporated by reference as though fully set forth herein, including its leadership, 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 engaged in, and the activities of which affected, interstate and foreign commerce. The Stevenson Commons Crew constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Stevenson Commons Crew.

15. At all relevant times to this Indictment, the Stevenson Commons Crew, 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, acts involving robbery, in violation of New York Penal Law, and offenses involving narcotics trafficking, in violation of Title 21, United States Code, Sections 812, 841, and 846.

16. On or about January 6, 2019, in the Southern District of New York, ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama," the defendants, and others known and unknown, for the purpose of gaining entrance to and maintaining and increasing position in the Stevenson Commons Crew, an enterprise engaged in racketeering activity, as described above, knowingly and intentionally murdered Nelson Ramos, and aided and abetted the same, in that, 1) with the intent to cause the death of Nelson Ramos, WILSON and CROSBY caused the death of Ramos, and, 2) under circumstances evincing a depraved indifference to human life, WILSON and CROSBY did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Ramos; and, knowingly assaulted Ramos with a dangerous weapon, and aided and abetted the same, to wit, WILSON, CROSBY, and others planned and helped carry out a shooting that resulted in the death of Nelson Ramos in the vicinity of 800 Soundview Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 120.05, 125.25 and 20.00.

(Title 18, United States Code,
Sections 1959(a)(1), 1959(a)(3), and 2.)

COUNT FOUR

(Murder Through the Use of a Firearm -
ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama")

The Grand Jury further charges:

17. On or about January 6, 2019, in the Southern District of New York, ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama," the defendants, willfully and knowingly, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the violent crime in aid of racketeering charged in Count Three of this Indictment, did use and carry firearms, and, in furtherance of such crime, did possess firearms, 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, WILSON, CROSBY, and others planned and helped carry out a shooting during which Nelson Ramos was killed, in the vicinity of 800 Soundview Avenue in the Bronx, New York.

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

COUNT FIVE

(Conspiracy to Commit Murder in Aid of Racketeering -
YEFREL BRITO, a/k/a "Mini")

The Grand Jury further charges:

SEX MONEY MURDER

18. At all times relevant to this Information, YEFREL BRITO, a/k/a "Mini," the defendant, and others known and unknown,

were members and associates of Sex Money Murder, a criminal organization whose members and associates engaged in, among other things, murder, attempted murder, and narcotics trafficking. Sex Money Murder operated principally in the Bronx, New York.

19. Sex Money Murder, including its leadership, its membership, and its associates, constituted an "enterprise," as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, although not a legal entity. Sex Money Murder constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of Sex Money Murder. At all times relevant to this Indictment, Sex Money Murder engaged in, and its activities affected, interstate and foreign commerce. YEFREL BRITO, a/k/a "Mini," the defendant, participated in the operation and management of Sex Money Murder, and participated in unlawful and other activities in furtherance of the conduct of Sex Money Murder's affairs.

20. Members and associates of Sex Money Murder sold heroin, cocaine, and cocaine base in a form commonly known as "crack."

21. Certain members and associates of Sex Money Murder committed and conspired, attempted, and threatened to commit acts of violence to protect fellow members and associates of Sex Money

Murder and at times, the Stevenson Commons Crew. These acts of violence included assaults, attempted murder, and murder.

PURPOSES OF SEX MONEY MURDER

22. The purposes of Sex Money Murder included the following:

a. Enriching the members and associates of Sex Money Murder through, among other things, the distribution and sale of narcotics, including heroin, cocaine, and cocaine base in a form commonly known as "crack."

b. Preserving and protecting the power and territory of Sex Money Murder and its members and associates through acts involving murder, other acts of violence, keeping victims in fear, and threats of violence.

c. Promoting and enhancing Sex Money Murder and the activities of its members and associates.

MEANS AND METHODS OF SEX MONEY MURDER

23. Among the means and methods employed by the members and associates in conducting and participating in the conduct of the affairs of Sex Money Murder were the following:

a. Members and associates of Sex Money Murder committed, conspired, attempted, and threatened to commit, acts of violence, including acts involving murder, to protect and expand Sex Money Murder's criminal operations, and against rival street gangs.

b. Members and associates of Sex Money Murder sold narcotics, including heroin, cocaine, and cocaine base in a form commonly known as "crack."

24. At all times relevant to this Indictment, Sex Money Murder, 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 narcotics trafficking, in violation of Title 21, United States Code, Sections 812, 841, and 846.

25. On or about January 6, 2019, in the Southern District of New York, YEFREL BRITO, a/k/a "Mini," the defendant, and others known and unknown, for the purpose of gaining entrance to and maintaining and increasing position in Sex Money Murder, an enterprise engaged in racketeering activity, as described above, conspired to murder Nelson Ramos, in violation of New York Penal Law, Sections 125.25 and 105.15, to wit, BRITO agreed with others to kill Nelson Ramos in the vicinity of 800 Soundview Avenue in the Bronx, New York.

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

COUNT SIX
(Violent Crime in Aid of Racketeering -
YEFREL BRITO, a/k/a "Mini,")

The Grand Jury further charges:

26. At all times relevant to this Indictment, the Sex Money Murder, as described in paragraphs 19 through 24 of Count Five of this Indictment, which are repeated and incorporated by reference as though fully set forth herein, including its leadership, 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 engaged in, and the activities of which affected, interstate and foreign commerce. Sex Money Murder constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of Sex Money Murder.

27. At all relevant times to this Indictment, the Sex Money Murder, 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, acts involving robbery, in violation of New York Penal Law, and offenses involving narcotics trafficking, in violation of Title 21, United States Code, Sections 812, 841, and 846

28. On or about January 6, 2019, in the Southern District of New York, YEFREL BRITO, a/k/a "Mini," the defendant,

and others known and unknown, for the purpose of gaining entrance to and maintaining and increasing position in the Sex Money Murder, an enterprise engaged in racketeering activity, as described above, knowingly and intentionally murdered Nelson Ramos, and aided and abetted the same, in that, 1) with the intent to cause the death of Nelson Ramos, BRITO caused the death of Ramos, and, 2) under circumstances evincing a depraved indifference to human life, BRITO did recklessly engage in conduct which created a grave risk of death to another person, and thereby caused the death of Ramos; and, knowingly assaulted Ramos with a dangerous weapon, and aided and abetted the same, to wit, BRITO and others planned and helped carry out a shooting that resulted in the death of Nelson Ramos in the vicinity of 800 Soundview Avenue in the Bronx, New York, in violation of New York Penal Law, Sections 120.05, 125.25 and 20.00.

(Title 18, United States Code,
Sections 1959(a)(1), 1959(a)(3), and 2.)

COUNT SEVEN
(Murder Through the Use of a Firearm -
YEFREL BRITO, a/k/a "Mini")

The Grand Jury further charges:

29. On or about January 6, 2019, in the Southern District of New York, YEFREL BRITO, a/k/a "Mini," the defendant, willfully and knowingly, during and in relation to a crime of violence for which he may be prosecuted in a court of the United

States, namely, the violent crime in aid of racketeering charged in Count Six of this Indictment, 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, BRITO and others planned and helped carry out a shooting during which Nelson Ramos was killed in the vicinity of 800 Soundview Avenue in the Bronx, New York.

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

SPECIAL FINDINGS AS TO ROBERT WILSON AND KEVIN CROSBY
REGARDING THE MURDER OF NELSON RAMOS

30. Counts Three and Four of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Counts Three and Four of the Indictment, alleging the murder of Nelson Ramos, ROBERT WILSON, a/k/a "RO," and KEVIN CROSBY, a/k/a "Sama," the defendants, each:

a. were 18 years of age or older at the time of the offenses;

b. 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

Nelson Ramos died as a direct result of the act (Title 18, United States Code, Section 3591 (a) (2) (C)); and,

c. 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 offense, 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)).

SPECIAL FINDINGS AS TO YEFREY BRITO
REGARDING THE MURDER OF NELSON RAMOS

31. Counts Six and Seven of the Indictment are realleged and incorporated by reference as though fully set forth herein. As to Counts Six and Seven of the Indictment, alleging the murder of Nelson Ramos, YEFREL BRITO, a/k/a "Mini":

a. was 18 years of age or older at the time of the offenses;

b. 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 Nelson Ramos died as a direct result of the act (Title 18, United States Code, Section 3591 (a) (2) (C));

c. 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 offense, 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)).

FORFEITURE ALLEGATION AS TO COUNT ONE

32. As a result of committing the offense alleged in Count One of this Indictment, ROBERT WILSON, a/k/a "RO," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1963:

a. any interest acquired and maintained in violation of Title 18, United States Code, Section 1962, which interests are subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(1);

b. any interest in, security of, claims against, and property and contractual rights of any kind affording a source of influence over, the enterprise which the defendant has established, operated, controlled, conducted, and participated in the conduct of, in violation of Title 18, United States Code, Section 1962, which interests, securities, claims, and rights are subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(2); and

c. any property constituting and derived from any proceeds which the defendant obtained, directly and indirectly, from racketeering activity, in violation of Title 18, United States

Code, Section 1962, which property is subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(3).

Substitute Assets Provision


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

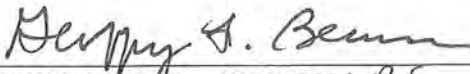
- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) and Title 28, United States

Code, Section 2461(c), 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;
Title 21, United States Code, Section 853; and
Title 28, United States Code, Section 2461.)


GRAND JURY FOREPERSON
APR


GEOFFREY S. BERMAN LBS
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

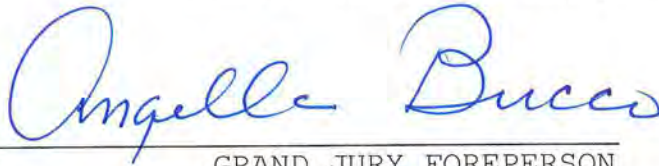
ROBERT WILSON,
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KEVIN CROSBY,
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Defendants.

SEALED INDICTMENT

19 Cr. _____
(18 U.S.C. §§ 924(j), 1959, 1962, and 2)

GEOFFREY S. BERMAN
United States Attorney



GRAND JURY FOREPERSON