

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
UNITED STATES OF AMERICA :
:
- v. - :
:
WENDELL JONES, :
JESSE DABBS, :
JASON BOGAN, :
BYRON MOUNTAIN, :
SARAH GILLON, :
DOROTHY MCALLISTER :
a/k/a "Dot," :
GUSTAVO GONZALEZ, :
a/k/a "Tavo," and :
KEVIN HERBIN, :
:
Defendants. :
:
- - - - - X

SEALED INDICTMENT

19 Cr.

COUNT ONE
(Narcotics Conspiracy)

The Grand Jury charges:

1. From at least in or about November 2018 up to and including in or about September 2019, in the Southern District of New York and elsewhere, WENDELL JONES, JESSE DABBS, JASON BOGAN, BYRON MOUNTAIN, SARAH GILLON, DOROTHY MCALLISTER, a/k/a "Dot," GUSTAVO GONZALEZ, a/k/a "Tavo," and KEVIN HERBIN, 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

WENDELL JONES, JESSE DABBS, JASON BOGAN, BYRON MOUNTAIN, SARAH GILLON, DOROTHY MCALLISTER, a/k/a "Dot," GUSTAVO GONZALEZ, a/k/a "Tavo," and KEVIN HERBIN, the defendants, and others known and unknown, would and did distribute, and possess with the intent to distribute, controlled substances, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substances that WENDELL JONES, JESSE DABBS, JASON BOGAN, BYRON MOUNTAIN, SARAH GILLON, DOROTHY MCALLISTER, a/k/a "Dot," GUSTAVO GONZALEZ, a/k/a "Tavo," and KEVIN HERBIN, the defendants, conspired to distribute and to possess with the intent to distribute were 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, 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. On or about November 13, 2018, in Peekskill, New York, JESSE DABBS, the defendant, sold a quantity of crack cocaine to an individual.

b. On or about December 6, 2018, in Peekskill, New York, JESSE DABBS, the defendant, sold a quantity of crack cocaine to an individual.

c. On or about January 15, 2019, in Peekskill, New York, JESSE DABBS, the defendant, sold a quantity of crack cocaine to an individual.

d. On or about February 6, 2019, in Peekskill, New York, JESSE DABBS and SARAH GILLON, the defendants, sold a quantity of crack cocaine to an individual.

e. On or about February 15, 2019, in Peekskill, New York, JESSE DABBS and SARAH GILLON, the defendants, sold a quantity of crack cocaine to an individual.

f. On or about May 17, 2019, in Peekskill, New York, JESSE DABBS and BYRON MOUNTAIN, the defendants, sold a quantity of crack cocaine to an individual.

g. On or about May 31, 2019, in Peekskill, New York, BYRON MOUNTAIN, the defendant, sold a quantity of crack cocaine to an individual.

h. On or about June 27, 2019, JESSE DABBS and KEVIN HERBIN, the defendants, had a telephone conversation in which they discussed selling narcotics.

i. On or about June 28, 2019, JESSE DABBS and DOROTHY MCALLISTER, a/k/a "Dot," the defendants, had a telephone conversation in which they discussed selling crack cocaine.

j. On or about July 11, 2019, JESSE DABBS and SARAH GILLON, the defendants, had telephone conversations in which they discussed selling narcotics.

k. On or about July 14, 2019, JESSE DABBS and GUSTAVO GONZALEZ, a/k/a "Tavo," the defendants, had telephone conversations in which they discussed selling narcotics.

l. On or about July 16, 2019, JESSE DABBS and GUSTAVO GONZALEZ, a/k/a "Tavo," the defendants, had telephone conversations in which they discussed selling narcotics.

m. On or about July 18, 2019, JESSE DABBS and DOROTHY MCALLISTER, a/k/a "Dot," the defendants, had telephone conversations in which they discussed selling narcotics.

n. On or about July 18, 2019, JESSE DABBS, JASON BOGAN, and SARAH GILLON, the defendants, traveled from Peekskill, New York to Harlem, New York in order to pick up a supply of crack cocaine from WENDELL JONES, the defendant.

o. On or about July 19, 2019, JESSE DABBS and KEVIN HERBIN, the defendants, had a telephone conversation in which they discussed selling narcotics.

p. On or about August 1, 2019, in Peekskill, New York, JASON BOGAN, the defendant, sold a quantity of crack cocaine to an individual.

q. On or about August 17, 2019, JESSE DABBS and JASON BOGAN, the defendants, had telephone conversations in which they discussed selling narcotics.

r. On or about August 29, 2019, JASON BOGAN, the defendant, traveled to Harlem, New York in order to pick up a

supply of crack cocaine from WENDELL JONES, the defendant.

s. On or about September 8, 2019, WENDELL JONES and JASON BOGAN, the defendants, had a telephone conversation in which they discussed selling crack cocaine.

t. On or about September 13, 2019, WENDELL JONES and JASON BOGAN, the defendants, had a telephone conversation in which they discussed selling crack cocaine.

u. On or about September 13, 2019, in Yonkers, New York, JESSE DABBS, the defendant, sold a quantity of crack cocaine to an individual.

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

FORFEITURE ALLEGATION

5. As a result of committing the offense alleged in Count One of this Indictment, WENDELL JONES, JESSE DABBS, JASON BOGAN, BYRON MOUNTAIN, SARAH GILLON, DOROTHY MCALLISTER, a/k/a "Dot," GUSTAVO GONZALEZ, a/k/a "Tavo," and KEVIN HERBIN, 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.

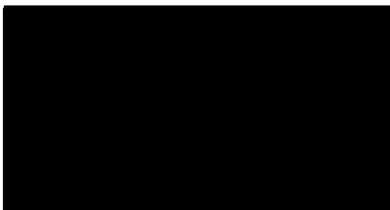
Substitute Assets Provision

6. 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 981; Title 21, United States Code, Section 853; and Title 28, United States Code, Section 2461.)



Geoffrey S. Berman

GEOFFREY S. BERMAN
United States Attorney

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SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

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Defendants.

INDICTMENT

19 Cr.

(21 U.S.C. § 846)

GEOFFREY S. BERMAN

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