

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA : SEALED
: INDICTMENT
:
- v. - : 19 Cr. ____
:
LUIS MERCED, :
WILLIAM SKINNER, and :
DORIAN BROOKS, :
a/k/a "Kool-Aid," :
:
Defendants. :
- - - - - X

19 CRIM 832

COUNT ONE

The Grand Jury charges:

1. On or about February 10, 1989, in the Southern District of New York and elsewhere, while engaged in an offense punishable under Section 841(b)(1)(A) of Title 21, United States Code, namely, a conspiracy to distribute and possess with the intent to distribute five kilograms and more of mixtures and substances containing a detectable amount of cocaine and 280 grams and more of mixtures and substances containing a detectable amount of cocaine base in a form commonly known as "crack cocaine," LUIS MERCED, WILLIAM SKINNER, and DORIAN BROOKS, a/k/a "Kool-Aid," the defendants, and others known and unknown, intentionally and knowingly killed and counseled, commanded, induced, procured, and caused the intentional killing of Efren Cardenas, in the vicinity

of 280 Herkimer Street in Brooklyn, New York, and aided and abetted the same, and such killing resulted.

(Title 21, United States Code, Section 848(e)(1)(A);
Title 18, United States Code, Section 2.)

SPECIAL FINDINGS AS TO WILLIAM SKINNER AND DORIAN BROOKS
REGARDING THE MURDER OF EFREN CARDENAS

2. Count One of the Indictment is realleged and incorporated by reference as though fully set forth herein. As to Count One of the Indictment, alleging the murder of Efren Cardenas, WILLIAM SKINNER and DORIAN BROOKS, a/k/a "Kool-Aid," 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 Efren Cardenas 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)).



GRAND JURY FOREPERSON

A handwritten signature in cursive script that reads "Geoffrey S. Berman".

GEOFFREY S. BERMAN
United States Attorney

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SEALED INDICTMENT

19 Cr. _____
(21 U.S.C. § 848(e)(1)(A) and
18 U.S.C. § 2)

GEOFFREY S. BERMAN
United States Attorney

GRAND JURY FOREPERSON


