

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

- v. - :

SHAREEF LANDSMARK,  
a/k/a "Reef,"  
a/k/a "Wreef,"

Defendant. :

: SEALED INDICTMENT

: 21 Cr. **283**

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COUNT ONE

The Grand Jury charges:

1. On or about September 17, 2012, in the Southern District of New York and elsewhere, SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," the defendant, willfully and knowingly, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, a conspiracy to distribute and possess with intent to distribute mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," did use and carry a firearm, and in furtherance of such drug trafficking crime, did possess a firearm, and in the course thereof did, through the use of a firearm, cause the death of Michael Perez in the vicinity of Willett Avenue and East 213th Street in the Bronx, which killing was murder as defined in Title

18, United States Code, Section 1111(a), and did aid and abet the same.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

COUNT TWO

The Grand Jury further charges:

2. On or about September 17, 2012, 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 intent to distribute 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," the defendant, intentionally and knowingly killed, and counseled, commanded, induced, procured, and caused the intentional killing of Michael Perez and such killing resulted, and did aid and abet the same, to wit, LANDSMARK shot Perez in the vicinity of Willett Avenue and East 213th Street in the Bronx, causing his death.

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

COUNT THREE

The Grand Jury further charges:

3. On or about September 17, 2012, in the Southern District of New York and elsewhere, SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," the defendant, did travel in and cause another person to

travel in interstate and foreign commerce, and did use and cause another person to use the mail and a facility of interstate and foreign commerce, with intent that a murder be committed in violation of the laws of a State and the United States as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value, which resulted in the death of Michael Perez, and did aid and abet the same, to wit, LANDSMARK was hired by a co-conspirator not named herein to kill Michael Perez in exchange for currency and other things of pecuniary value, and LANDSMARK then shot and killed Michael Perez in the vicinity of Willett Avenue and East 213th Street in the Bronx.

(Title 18, United States Code, Sections 1958 and 2.)

SPECIAL FINDINGS

4. Counts One through Three of this Indictment are realleged and incorporated by reference as though fully set forth herein. As to Counts One through Three, alleging the murder of Michael Perez, SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," the defendant:

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

b. intentionally killed the victim (Title 18, United States Code, Section 3591(a)(2)(A));

c. intentionally inflicted serious bodily injury that resulted in the death of the victim (Title 18, United States Code, Section 3591(a)(2)(B)); and

d. intentionally participated in an act, contemplating that the life of a person would be taken or intending that lethal force would be used in connection with a person, other than one of the participants in the offense, and the victim died as a direct result of the act (Title 18, United States Code, Section 3591(a)(2)(C)).

FORFEITURE ALLEGATION AS TO COUNT THREE

5. As a result of committing the offense alleged in Count Three of this Indictment, SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," the defendant, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any and all property, real and personal, that constitutes or is derived from proceeds traceable to 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 SHAREEF LANDSMARK, a/k/a "Reef," a/k/a "Wreef," 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 981;  
Title 21, United States Code, Section 853; and  
Title 28, United States Code, Section 2461.)



Foreperson

A handwritten signature in cursive script that reads "Audrey Strauss / AUC".

AUDREY STRAUSS  
United States Attorney

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(Title 18, United States Code,  
Sections 924(j), 1958, and 2;  
Title 21, United States Code, Section  
848(e).)

AUDREY STRAUSS

United States Attorney

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Foreperson

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