

FILED
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U.S. DISTRICT COURT E.D.N.Y.
★ **AUG 24 2021** ★
LONG ISLAND OFFICE

CMM:MJB
F. #2020R01064

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
----- X

UNITED STATES OF AMERICA

- against -

BARRY ARNOLD,

Defendant.

----- X

THE GRAND JURY CHARGES:

INDICTMENT

CR 21 436

Ct. No. _____
(T. 21, U.S.C., §§ 841(a)(1),
841(b)(1)(C), 841(b)(2), 853(a) and
853(p); T. 18, U.S.C., §§ 3551 et seq.)

BROWN, J.
SHIELDS, M.J.

COUNTS ONE THROUGH TWENTY-EIGHT
(DISTRIBUTION OF CONTROLLED SUBSTANCES)

1. On or about the dates set forth below, within the Eastern District of New York, the defendant BARRY ARNOLD did knowingly and intentionally distribute controlled substances, which offenses involved substances containing oxycodone, a Schedule II controlled substance, and alprazolam, a Schedule IV controlled substance, to the patients listed below, whose identities are known to the Grand Jury, without authorization pursuant to Title 21, United States Code, Chapter 13, Subchapter I, to wit: the authorization for an individual practitioner acting in the usual course of his professional practice to issue a prescription for a controlled substance for a legitimate medical purpose and to dispense a Schedule II or IV controlled substance.

| COUNT | DATE | CUSTOMER | DRUG | NUMBER OF PILLS |
|-----------------|------------|-------------|--------------------|-----------------|
| COUNT ONE | 10/06/2016 | Jane Doe #1 | Oxycodone 30 mg | 30 |
| COUNT TWO | 10/10/2016 | Jane Doe #5 | Oxycodone 30 mg | 30 |
| COUNT THREE | 11/12/2016 | Jane Doe #5 | Oxycodone 30 mg | 30 |
| COUNT FOUR | 12/14/2016 | Jane Doe #1 | Oxycodone 30 mg | 30 |
| COUNT FIVE | 12/14/2016 | Jane Doe #4 | Oxycodone 30 mg | 30 |
| COUNT SIX | 12/20/2016 | Jane Doe #5 | Oxycodone 30 mg | 30 |
| COUNT SEVEN | 01/21/2017 | Jane Doe #1 | Oxycodone 30 mg | 30 |
| COUNT EIGHT | 01/21/2017 | Jane Doe #4 | Oxycodone 30 mg | 30 |
| COUNT NINE | 02/27/2017 | Jane Doe #5 | Oxycodone 30 mg | 30 |
| COUNT TEN | 03/07/2017 | Jane Doe #1 | Oxycodone 30 mg | 30 |
| COUNT ELEVEN | 05/04/2017 | Jane Doe #1 | Oxycodone 30 mg | 30 |
| COUNT TWELVE | 06/25/2017 | Jane Doe #5 | Oxycodone 30 mg | 30 |
| COUNT THIRTEEN | 05/09/2018 | Jane Doe #1 | Oxycodone 15 mg | 30 |
| COUNT FOURTEEN | 08/11/2018 | Jane Doe #2 | Oxycodone 15 mg | 30 |
| COUNT FIFTEEN | 09/02/2018 | Jane Doe #6 | Alprazolam 1 mg | 30 |
| COUNT SIXTEEN | 01/07/2019 | Jane Doe #3 | Percocet 10/325 mg | 21 |
| COUNT SEVENTEEN | 09/10/2019 | Jane Doe #2 | Alprazolam 2 mg | 30 |
| COUNT EIGHTEEN | 10/05/2019 | Jane Doe #2 | Alprazolam 2 mg | 60 |
| COUNT NINETEEN | 11/05/2019 | Jane Doe #2 | Alprazolam 2 mg | 60 |
| COUNT TWENTY | 12/04/2019 | Jane Doe #2 | Alprazolam 2 mg | 60 |

| COUNT | DATE | CUSTOMER | DRUG | NUMBER OF PILLS |
|--------------------|------------|-------------|--------------------|-----------------|
| COUNT TWENTY-ONE | 01/04/2020 | Jane Doe #2 | Alprazolam 2 mg | 60 |
| COUNT TWENTY-TWO | 02/06/2020 | Jane Doe #2 | Alprazolam 2 mg | 60 |
| COUNT TWENTY-THREE | 03/04/2020 | Jane Doe #2 | Alprazolam 2 mg | 90 |
| COUNT TWENTY-FOUR | 04/03/2020 | Jane Doe #2 | Alprazolam 2 mg | 10 |
| COUNT TWENTY-FIVE | 06/12/2020 | Jane Doe #2 | Alprazolam 2 mg | 90 |
| COUNT TWENTY-SIX | 07/27/2020 | Jane Doe #2 | Alprazolam 2 mg | 90 |
| COUNT TWENTY-SEVEN | 08/11/2020 | Jane Doe #2 | Percocet 10/325 mg | 24 |
| COUNT TWENTY-EIGHT | 08/27/2020 | Jane Doe #2 | Alprazolam 2 mg | 90 |

(Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), 841(b)(2); Title 18, United States Code, Sections 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

2. The United States hereby gives notice to the defendant that, upon his conviction of any of the offenses charged herein, the government will seek forfeiture in accordance with Title 21, United States Code, Section 853(a), which requires any person convicted of such offenses to forfeit: (a) any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of such offenses; and (b) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses.

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

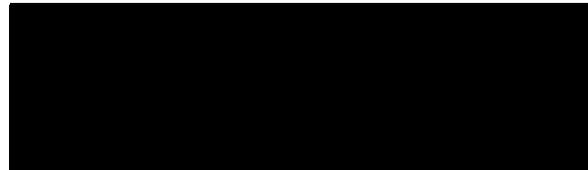
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided

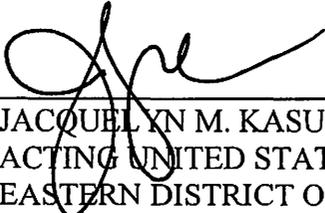
without difficulty;

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 defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 21, United States Code, Sections 853(a) and 853(p))

A TRUE BILL





JACQUELYN M. KASULIS
ACTING UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

F. #2020R01064
FORM DBD-34
JUN. 85

No. _____

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

vs.

BARRY ARNOLD,

Defendant.

INDICTMENT

(T. 21, U.S.C., §§ 841(a)(1), 841(b)(1)(C), 841(b)(2), 853(a) and 853(p);
T. 18, U.S.C., §§ 3551 et seq.)

A true bill.

[Redacted Name]

Foreperson

Filed in open court this _____ day,

of _____ A.D. 20 _____

Clerk

Bail, \$ _____

Michael J. Bushwack, Assistant U.S. Attorney (631) 715-7878