

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

v.

ARCHIE STALLWORTH

CASE NUMBER

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief.

On approximately August 11, 2008, in Cook County and elsewhere, in the Northern District of Illinois, and elsewhere, defendant did,

attempt to knowingly and intentionally possess with intent to distribute a controlled substance, namely, in excess of 5 kilograms of cocaine, in violation of Title 21, United States Code, Section 841(a)(1),

all in violation of Title 21 United States Code, Section 846.

I further state that I am a Special Agent, FBI and that this complaint is based on the following facts:

See Attached Affidavit.

Continued on the attached sheet and made a part hereof: X Yes No

Signature of Complainant

Sworn to before me and subscribed in my presence,

November 19, 2008
Date

at Chicago, Illinois
City and State

Magistrate Judge Sidney Schenkier
Name & Title of Judicial Officer

Signature of Judicial Officer

STATE OF ILLINOIS        )  
                                      )  
COUNTY OF COOK        )        SS

**AFFIDAVIT**

I, James P. Roache, Special Agent, Federal Bureau of Investigation, being duly sworn, state as follows:

1. I am a Special Agent with the Federal Bureau of Investigation (FBI), and have been so employed for sixteen years. As a Special Agent with the FBI, my duties and responsibilities have included conducting criminal investigations involving various federal criminal statutes. In my current duties, I primarily investigate public corruption matters, including police corruption. I also have had experience in conducting narcotics investigations.

**BASIS OF INFORMATION**

2. The information contained in this affidavit is based on my work in the investigation of ARCHIE STALLWORTH and others, review of various forms of electronic surveillance (including consensually recorded conversations), physical surveillance, review of investigative reports, and my conversations with other experienced Agents and law enforcement officers involved in this investigation. Because this affidavit is being submitted for the limited purpose of establishing probable cause that ARCHIE STALLWORTH attempted to possess with the intent to distribute a controlled substance, I have not include all facts and information of which I am aware regarding this investigation.

3. The following events describe a purported narcotics transaction that occurred on August 11, 2008, involving ARCHIE STALLWORTH.

**ARREST OF INDIVIDUAL A AND  
CONSENSUALLY RECORDED STATEMENTS OF STALLWORTH**

4. On April 3, 2008, your affiant was notified that Individual A was arrested that evening by Cook County Sheriff's Department for possession of crack cocaine. Your affiant and other law enforcement officers interviewed Individual A. Individual A stated that the crack cocaine in his / her possession was provided to him / her by Harvey Police Department Officer ARCHIE STALLWORTH. Individual A then provided information pertaining to STALLWORTH. Individual A stated that on four occasions, Individual A was provided with marijuana and crack cocaine by STALLWORTH. STALLWORTH instructed Individual A to sell the narcotics and provide him (STALLWORTH) with the proceeds from the sales.<sup>1</sup>

5. Agents attempted to conduct a consensual telephone call between Individual A and STALLWORTH. The purpose of the telephone call was to confirm that Individual A owed STALLWORTH money derived from the sale of the narcotics. During the recorded telephone conversation, STALLWORTH made responses that Individual A did not owe STALLWORTH any money and they were "straight."<sup>2</sup>

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<sup>1</sup> Your affiant believes that Individual A was credible but has been unable to verify all details of what Individual A stated. As detailed later in this affidavit, Individual A did have a relationship with STALLWORTH, and STALLWORTH was aware that Individual A was involved in narcotics. However, other details provided by Individual A have not been fully verified. Additionally, I am aware that Individual A has had multiple contacts with the criminal justice system. Therefore, I do not rely on the statements provided by Individual A in establishing probable cause, but, as detailed below, I do rely on the statements made by STALLWORTH during his conversations with Individual A.

<sup>2</sup> To the extent exact quotations have been included in this affidavit, these quotations are based upon preliminary reviews of the recordings, but are considered drafts, and may be later clarified after further investigation. Additionally, the identities of the speakers is based upon a number of investigative techniques, including agents' observations, physical surveillance, and various forms of electronic surveillance.

6. Following the above-described events, your affiant is aware that STALLWORTH later contacted the Cook County Sheriff's Department and informed the Sheriff's Department that Individual A was a cooperating informant utilized by STALLWORTH. On May 8, 2008, a Cook County Sheriff's Police Department Investigator filed a Supplementary Report which detailed a conversation between that investigator and STALLWORTH on the same date. The investigator summarized the conversation by stating that STALLWORTH accused the investigator and the Cook County Sheriff's Police of trying to set him (STALLWORTH) up. The investigator's report further summarized the conversation by stating that STALLWORTH was aware that the Cook County Sheriff's Police knew Individual A (STALLWORTH's Confidential Informant) was arrested and that the Cook County Sheriff's Police tried to utilize Individual A to set STALLWORTH up.

**JULY 26, 2008 CONVERSATIONS BETWEEN STALLWORTH AND INDIVIDUAL B**

7. During the period from approximately May 1, 2008, through approximately May 15, 2008, Individual B had several telephone conversations with STALLWORTH. Unless noted, these conversations were all recorded. During these telephone calls, STALLWORTH and Individual B discussed his (STALLWORTH's) willingness to conduct personal security work for Individual B.

8. On July 25, 2008, a meeting took place between Individual B and STALLWORTH and the conversation between them was recorded. Individual B asked STALLWORTH, "You want to help me with something?" STALLWORTH responded, "What time?" Individual B stated, "Four o'clock (p.m.)." Later that same day (July 25, 2008), Individual B had a telephone conversation with STALLWORTH, which was recorded. Individual B informed STALLWORTH, "The thing got pushed to tomorrow, are you available tomorrow?" STALLWORTH replied, "Tomorrow is perfect."

9. On July 26, 2008, Individual B had another telephone conversation with STALLWORTH, which was recorded. Individual B asked STALLWORTH if STALLWORTH was available. STALLWORTH stated, "Yes, sir." Individual B informed STALLWORTH that it would be "an hour and a half at most." Individual B provided STALLWORTH with the address of where to meet. Individual B and STALLWORTH then met. Conversations between Individual B and STALLWORTH on this day were recorded. Upon meeting with STALLWORTH, Individual B instructed STALLWORTH that he / she (Individual B) was going to meet with another individual. Individual B entered STALLWORTH'S vehicle and STALLWORTH drove to a Denny's Restaurant located at 7627 West 95<sup>th</sup> Street, Hickory Hills, Illinois. During the car ride, Individual B told STALLWORTH that it would be, "a five to ten minute meeting" and to "keep an eye out make sure nobody is watching, nobody's following us, like even right now." Individual B instructed STALLWORTH to "Pull in right here," and directed STALLWORTH to a particular location in the parking lot. Individual B then stated, "I'm going to go talk to him, he's right there. Just make sure if you see anybody watching us, or something just give me a holler." Individual B then exited the vehicle and met with an FBI agent acting in an undercover capacity. FBI surveillance agents observed Individual B's meeting with the FBI agent acting in an undercover capacity, as well as STALLWORTH and Individual B's meeting and travel from their original location to the Hickory Hills location.

10. Individual B then returned to STALLWORTH's vehicle. Upon Individual B's return to the vehicle with STALLWORTH, Individual B asked if STALLWORTH saw anything. STALLWORTH responded, "The one dude came in got out of the red truck and got into a white truck and left, but the truck goes to the same people. Comes back to the same people." Individual

B asked if STALLWORTH checked it out. STALLWORTH said, "I called."<sup>3</sup> Individual B provided STALLWORTH with \$300.00 in United States currency for his assistance during the meeting.

11. Individual B stated, "Every now and then I do a little brokering if you're cool with that. I'll take care of you. Its just low amounts of shit, low amounts, just nothing major, I'm not a Scarface or anything." STALLWORTH asked, "How far are you going?" Individual B stated, "I just provide a secure location for people to make their transactions. Ya know, one guy will just bring a duffel bag of money, the other guy will bring a couple kilos of coke, just a couple." STALLWORTH stated, "I don't even want to know what it is. I make sure you get there and get back." Individual B discussed the possible scenario of a brokering transaction. STALLWORTH responded by stating, "The best spot for ya'll to do all that, believe it or not is the train station." STALLWORTH continued by stating, "Fast food places, that's where we (law enforcement) be looking. Sit there all day or they set up surveillance cameras." STALLWORTH stated, "You tell me when, but nothing on the phone." Individual B informed STALLWORTH that, "I'll take care of you. This is chump change what you just made." STALLWORTH further stated, "Okay. I'm cool with that." Individual B and STALLWORTH continued to discuss "good" locations to conduct narcotics transactions. STALLWORTH stated, "It depends on how much you carrying, that's why I would, if it's a lot, lot..." Individual B asked STALLWORTH, "What do you consider a lot?" STALLWORTH responded, "A couple of kilos where they actually have to pull 'em out and put 'em in something." Individual B stated, "There's usually, there's usually about two duffel bags. It could

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<sup>3</sup> FBI attempted to verify that STALLWORTH conducted a license plate check regarding the vehicle. Illinois Secretary of State records did not reflect that the license plate on the vehicle was queried during that period of time.

be anywhere, depending on the order, it could be anywhere from twenty to fifty kilos of coke." STALLWORTH responded, "Ah shit, I can do something like that, but shit Harvey (Illinois) is the best fucking place for you to do it. The only reason I say Harvey's the best fucking place to do it, because if anything's going down, we going to know about it." Surveillance agents obtained photographs of STALLWORTH providing security for Individual B during the above-described meeting.

#### **EVENTS OF AUGUST 12, 2008**

12. On August 11, 2008, Individual B telephonically contacted STALLWORTH in the morning, which conversation was recorded. Individual B stated, "Remember that business we were talking about, ya up for something tomorrow, you working?" STALLWORTH stated that he was "free between eleven and two." Individual B informed STALLWORTH that they were "going to swing through the airport, make a pick-up, and take it from point A to point B." STALLWORTH agreed, by stating "Alright." Individual B stated, "It pays a grand if that's cool." STALLWORTH stated, "Alright."

13. Later that same day, Individual B met with STALLWORTH at Individual B's residence. This meeting was also recorded. Individual B informed STALLWORTH that Individual B and STALLWORTH were going to take two cars and caravan to DuPage Airport. Individual B further stated, "I gotta meet a guy at a plane, come out, we head into the airport, I grab a couple duffel bags, just thirty keys,<sup>4</sup> put it in my car." STALLWORTH stated, "Okay." Individual B continued by stating, "You follow me again, just keep an eye out we'll go down a couple blocks

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<sup>4</sup>Your Affiant is aware that "Key" is a slang term used to describe a kilogram of narcotics.

whatever, park the car, I'll get in your car, I'll make the call, the guy will come in, I'll just pop the trunk from here he'll grab the shit and then we're done." Individual B asked STALLWORTH, "You got all your shit and everything, right." STALLWORTH said, "Yeah."

14. After this conversation, FBI agents observed Individual B arrive at the DuPage Airport followed by a tan colored Chevrolet Suburban bearing Illinois license plate \*\* 3382, which according to Illinois Secretary of State records is registered to ARCHIE STALLWORTH, Harvey, Illinois. Individual B and STALLWORTH then met in the parking lot of the DuPage Airport Flight Center, located at 2700 International Drive, West Chicago, Illinois. Both Individual B and STALLWORTH exited their respective vehicles. In a recorded conversation, Individual B then asked STALLWORTH, "You got your badge and stuff right?" STALLWORTH stated, "Yeah, I wasn't going to bring my gun in, I didn't want to attract any attention." At that point, an FBI agent present at the location observed STALLWORTH obtain a handgun from his vehicle and place the handgun inside his waistband. Individual B asked STALLWORTH if it was, "a Beretta?" STALLWORTH stated, "No, a Smith and Wesson."

15. Surveillance agents then observe Individual B and STALLWORTH enter the DuPage Airport. At that time, Individual B met with an FBI agent acting in an undercover capacity as a narcotics trafficker, who then provided Individual B and STALLWORTH with three duffel bags (one blue Nike duffel bag and two black duffel bags) containing what was purported to be thirty kilograms of cocaine. In fact, the blue Nike duffel bag contained six look-a-like kilograms of cocaine (fake kilograms which contained no controlled substances). The remaining two black duffel bags contained multiple items which resembled the size and shape of kilograms of cocaine. Individual B and STALLWORTH then proceeded to depart the airport lobby and place the duffel



bags inside the trunk of Individual B's vehicle. Agents observed STALLWORTH carrying a black duffel bag and a blue Nike duffel bag. When all three bags were placed inside the trunk of Individual B's vehicle, Individual B, in the presence of STALLWORTH, proceeded to open the blue Nike duffel bag and showed STALLWORTH the six "fake" kilograms of cocaine. In a recorded conversation, Individual B stated, "This shit, there is no, nothing purer than this." STALLWORTH replied, "I don't even want to see that shit." Individual B, followed by STALLWORTH, proceeded to a nearby retail establishment parking lot located near the DuPage County airport. Individual B parked his / her vehicle and entered STALLWORTH's vehicle. Shortly thereafter, an FBI agent acting in an undercover capacity as a narcotics trafficker, arrived at the parking lot. The agent parked his vehicle next to Individual B's vehicle. Individual B activated the trunk release of his / her vehicle. The undercover agent proceeded to remove three duffel bags from the trunk of Individual B's vehicle and place the bags inside his vehicle. The undercover agent then proceeded to depart the parking lot. While Individual B was inside STALLWORTH's vehicle, Individual B and STALLWORTH had a conversation which was recorded regarding the transaction inside the DuPage Airport. STALLWORTH stated that, "It's kinda suspect, you walk in, he come in with three bags, you walk out with three bags. He go this way you, go that way. In an airport that's probable cause. It arouses suspicion." STALLWORTH stated, "This gotta be coming from Miami." Individual B paid STALLWORTH \$1,000.00 in prerecorded United States currency for his participation in the narcotics transaction.

16. Surveillance agents then observed STALLWORTH, accompanied by Individual B, driving around within the parking lot. STALLWORTH stopped his vehicle in the parking lot, at which time Individual B exited the vehicle. Individual B then returned to his/her vehicle.

STALLWORTH was then observed departing the area. Agents obtained surveillance video of the purported narcotics transaction, both outside and inside of the DuPage Airport.

**CONCLUSION**

17. Based on the foregoing information, I believe there is probable cause that ARCHIE STALLWORTH attempted to possess with the intent to distribute a controlled substance, namely 30 kilograms of cocaine hydrochloride in violation of Title 21, United States Code, Section 846. FURTHER AFFIANT SAYETH NOT.

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Supervisory Special Agent James P. Roache  
Federal Bureau of Investigation

Date: \_\_\_\_\_

Subscribed and sworn before me this  
\_\_\_ day of November 2008.

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Honorable Sidney I. Schenkier  
United States Magistrate Judge  
Northern District of Illinois