

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FELONY

INDICTMENT FOR VIOLATIONS OF THE
FEDERAL CONTROLLED SUBSTANCES ACT

UNITED STATES OF AMERICA

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CRIMINAL DOCKET NO:

*

v.

*

SECTION:

JARRETT GUTTER
JARMIZE YOUNG
RICKY CARTER

*

VIOLATIONS: 21 U.S.C. 846

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21 U.S.C. 841(a)(1)

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21 U.S.C. 841(b)(1)(B)

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21 U.S.C. 841(b)(1)(C)

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18 U.S.C. 922(g)(1)

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18 U.S.C. 924(a)(2)

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18 U.S.C. 924(c)(1)

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18 U.S.C. 2

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The Grand Jury charges that:

COUNT 1

Beginning at a time unknown and continuing until on or about September 26, 2010, in the Eastern District of Louisiana, and elsewhere, the defendants, **JARRETT GUTTER, JARMIZE YOUNG** and **RICKY CARTER**, did knowingly and intentionally combine, conspire, confederate and agree with other persons known and unknown to the Grand Jury, to distribute and to possess

with the intent to distribute five hundred grams or more of cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B); all in violation of Title 21, United States Code, Section 846.

COUNT 2

On or about September 7, 2010, in the Eastern District of Louisiana, the defendants, **JARRETT GUTTER** and **JARMIZE YOUNG**, did knowingly and intentionally distribute twenty-eight grams or more of cocaine base (“crack”), a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

COUNT 3

On or about September 26, 2010, in the Eastern District of Louisiana, the defendants, **JARRETT GUTTER**, **JARMIZE YOUNG** and **RICKY CARTER**, did knowingly and intentionally possess with the intent to distribute a quantity of cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT 4

On or about September 26, 2010, in the Eastern District of Louisiana, the defendant, **JARRETT GUTTER**, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on November 28, 2007, in case number 111798101010 in the Two Hundred Forty-Eighth District Court, Harris County, Texas, for possession of a controlled substance, penalty group four, twenty eight grams to two hundred grams; a conviction on November 28, 2007, in case number 111798001010 in the Two Hundred Forty-

Eighth District Court, Harris County, Texas, for being a felon in possession of a firearm, did knowingly possess in and affecting commerce a firearm, to wit: a Glock Model 30, .45 Auto handgun, bearing serial number LLR333; all in violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(2), and 2.

COUNT 5

On or about September 26, 2010, in the Eastern District of Louisiana, the defendant, **RICKY CARTER**, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: a conviction on July 21, 2010, in case number 701085 in the Twenty-First Judicial District Court, Tangipahoa Parish, Louisiana, for possession of a controlled dangerous substance II, in violation of La. R.S. 40:967(C); a conviction on July 21, 2010, in case number 703648 in the Twenty-First Judicial District Court, Tangipahoa Parish, Louisiana for possession with intent to distribute a controlled dangerous substance I, in violation of La. R.S. 40:966(A)(1); and a conviction on July 21, 2010, in case number 802967 in the Twenty-First Judicial District Court, Tangipahoa Parish, Louisiana for possession with intent to distribute a controlled dangerous substance I, in violation of La. R.S. 40:966(A)(1), did knowingly possess in and affecting commerce a firearm, to wit: a Glock Model 30, .45 Auto handgun, bearing serial number LLR333; all in violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(2) and 2.

COUNT 6

On or about September 26, 2010, in the Eastern District of Louisiana, the defendants, **JARRETT GUTTER** and **RICKY CARTER** did knowingly possess a firearm, to wit: a Glock Model 30, .45 Auto handgun, bearing serial number LLR333, in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, to wit: possession with intent

to distribute a quantity of cocaine hydrochloride, in violation of Title 21, United States Code, Section 841(a)(1) as charged in Count 3 of this indictment; all in violation of Title 18, United States Code, Sections 924(c)(1) and 2.

NOTICE OF FORFEITURE

1.) The allegations of Counts 1 through 3 of this Indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2.) As a result of the offenses alleged in Counts 1 through 3, the defendants, **JARRETT GUTTER, JARMIZE YOUNG** and **RICKY CARTER**, 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 the defendants obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit or to facilitate the commission of the violations alleged in Counts 1 through 3 of this Indictment.

3.) If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any acts or omissions of the defendants, **JARRETT GUTTER, JARMIZE YOUNG** and **RICKY CARTER**:

- 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 said defendant up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853.

NOTICE OF FORFEITURE

1.) The allegations of Counts 4 through 6 of this indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 924 (d)(1), Title 28, United States Code, Section 2461 and Title 21, United States Code, Section 853.

2.) As a result of the offense(s) alleged in Counts 4 through 6, defendants, **JARRETT GUTTER** and **RICKY CARTER**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1), Title 28 United States Code, Section 2461, and Title 21, United States Code, Section 853, any firearm or ammunition, which was involved in or used in a knowing violation of Title 18, United States Code, Section 922, as alleged in Counts 4 through 6 of the Indictment.

3.) If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any acts or omissions of the defendants, **JARRETT GUTTER** and **RICKY CARTER**:

- 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 said defendants up to the value of the above forfeitable property.


All in violation of Title 18, United States Code, Sections 922 and/or 924(c)(1) and 924(d)(1).

A TRUE BILL:

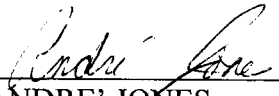
FOREPERSON



JIM LETTEN
UNITED STATES ATTORNEY
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JAN MASELLI MANN
First Assistant United States Attorney
Bar Roll No. 9020



ANDRE' JONES
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New Orleans, Louisiana
October 1, 2010