

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

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CRIMINAL DOCKET NO. 11-104

v.

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SECTION: "B"

KENYATTE D. PEA

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FACTUAL BASIS

The above-named defendant **KENYATTE D. PEA**, has agreed to plead guilty as charged in the two count Indictment in this case. Should this matter have proceeded to trial, the United States of America would have proven beyond a reasonable doubt, through the introduction of relevant, competent, and admissible testimonial, physical and demonstrative evidence, the following facts to support the allegation against the defendant, ("**PEA**"):

On December 1, 2010, at 13:25 DEA agents and Task Force Agents met with a DEA Confidential Source (hereafter "CS") to conduct a controlled buy of crack cocaine from **PEA**. **PEA** is a 34 year old male from Hammond, Louisiana.

The DEA Confidential Source (CS) was provided with \$2100.00 of Official funds to purchase approximately 2 ounces of crack cocaine. The CS was equipped with audio and video equipment. The CS drove to Triche's trailer park located at 700 W. McClellan Street in Ponchatoula, LA.

The CS met with an unidentified black male that entered the CS's car and they drove to a residence in Ponchatoula. Once they arrived, the CS was introduced to **KENYATTE D. PEA**

The CS requested crack cocaine from **PEA**. **PEA**, the CS and yet another unidentified black male entered **PEA**'s white Chevy pickup truck and proceeded to another residence. **PEA** entered the residence and then came back and distributed the crack cocaine to the CS. The CS paid **PEA** \$2100.00 in Official funds. The CS returned to his vehicle with **PEA** in the Chevy pickup truck and met with agents and surrendered the crack cocaine. The crack was tested and the net weight is 51.0 net grams according to DEA lab report.

On January 20, 2011, at 15:00 TFA agents met with a DEA CS to conduct a controlled buy of crack cocaine from **PEA**. The CS was equipped with audio and video equipment.

The DEA Confidential Source (CS) was provided with \$2400.00 of Official funds to purchase approximately 2 ounces of crack cocaine. The CS received a phone call from **PEA** (this call was recorded) and **PEA** instructed the CS to meet him at his residence to purchase the two ounces of crack. The CS drove to **PEA**'s residence on Lavigne Road in Ponchatoula, LA. CS met with **PEA** and **PEA** provide a bag with what **PEA** claimed was once ounce of crack. **PEA** told the CS that they needed to go to another location to get the other ounce. **PEA** and the CS left in separate vehicles and TFA followed them to a residence at 455 Southeast I-55 Service road in Ponchatoula, Louisiana.

PEA went behind the residence without the CS and returned moments later with approximately two ounces of crack in a cookie shape. **PEA** request the first bag of crack be returned since he provided the two ounces as promised to the CS. The CS returned the first bag

of crack and took the second cookie shaped crack cocaine with him. The crack cocaine was tested by the DEA and the net weight is 49.7 net grams according to DEA lab.

DEA Forensic Chemist Xiu Liu of the Drug Enforcement Administration South Central Laboratory in Dallas, Texas, analyzed the narcotics seized in this matter on December 1, 2010 and January 20, 2011. The crack cocaine had a combined net weight of 100.7 net grams and tested positive for the presence of cocaine base.

PEA admits that his distribution of crack cocaine in the Eastern District of Louisiana was a violation of the Federal Controlled Substances Act.

PEA also admits and agrees that he was convicted of possession with the intent to distribute crack cocaine in case number 01-355 in the United States District Court for the Eastern District of Louisiana on August 21, 2002 and was sentenced to serve 120 months with the Federal Bureau of Prisons.

PEA also admits and agrees that he was convicted of possession with intent to distribute marijuana in case number 90-0692 in the 19th Judicial District and was sentenced to serve 10 years with the State of Louisiana Department of Corrections.

KENYATTE D. PEA

BRUCE C. ASHLEY, II

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Assistant United States Attorney