

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

COPY

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UNITED STATES OF AMERICA

SEALED INDICTMENT

- v. -

15 Cr. 176

VICTOR ESTEBAN,
a/k/a "Tonchi,"
JUAN AGRAMONTE,
MIGUEL CABRERA,
a/k/a "Smokey,"
EDWIN CEBALLOS,
a/k/a "Bop,"
ROHARIL CRUZ,
a/k/a "Roger,"
ROMELLO DELOATCH,
a/k/a "Meek,"
ANDREW FLORES,
ROLANDO GARCIA,
a/k/a "Issa,"
a/k/a "Migo,"
WESLEY JACKSON,
a/k/a "West,"
ELOM KALEDZI,
a/k/a "Big Homie,"
a/k/a "OG,"
CHRISTIAN MINAYA,
BRANDON MORILLO,
RAMON MORILLO,
a/k/a "Moe,"
PEDRO PEREZ,
a/k/a "P,"
a/k/a "Pete,"
a/k/a "Pedrito,"
JIMMY RODRIGUEZ,
a/k/a "Jeezy,"
JUSHAWN STEVENS,
a/k/a "Ju,"
a/k/a "Neal," and
BRANDON THOMAS,
a/k/a "Staccs,"

Defendants.

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COUNT ONE
(Narcotics Conspiracy - Oxycodone)

The Grand Jury charges:

Introduction

1. At all times relevant to this Indictment, a drug trafficking organization (the "Organization") was operating in and around Rockland County, New York. While it did not have a rigid hierarchy, the Organization was led by, among others, VICTOR ESTEBAN, a/k/a "Tonchi," the defendant. One of the principal objectives of the Organization was the enrichment of its members and associates through the illegal distribution of narcotics, including oxycodone and heroin.

Distribution of Oxycodone

2. Oxycodone, a Schedule II controlled substance, is a highly addictive, narcotic-strength opioid intended to treat severe and chronic pain conditions. Oxycodone can be legitimately obtained from most pharmacies with a prescription issued by a treating physician, and is typically dispensed to patients in tablets ranging in strength from five to 30 milligrams each.

3. Every year in the United States, the abuse of prescription painkillers such as oxycodone leads to thousands of overdose deaths. Accordingly, the distribution of oxycodone is heavily regulated. For example, prescriptions for oxycodone cannot exceed a 30-day supply and cannot allow for refills.

Instead, a patient who has exhausted his or her initial prescription must see his or her doctor again and be reevaluated before obtaining a new oxycodone prescription.

4. Oxycodone prescriptions have enormous cash value to drug dealers because oxycodone tablets can be resold on the street at lucrative prices. For example, 30-milligram oxycodone tablets have a street value of approximately \$20 to \$30 per tablet in the Rockland County area. Thus, a single prescription for 240 30-milligram tablets of oxycodone can net a drug dealer as much as \$7,200 in cash.

5. From at least in or about early 2014 up to and including in or about March 2015, members and associates of the Organization conspired to illegally distribute oxycodone. Over the course of that time period, members and associates of the Organization conspired to distribute at least over 50,000 oxycodone tablets – with an approximate value of more than \$1 million – in and around Rockland County.

6. The Organization illicitly obtained oxycodone through deceptive means, including the use of forged and fraudulent prescriptions. JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," the defendant, generated such prescriptions for use by the Organization at his residence in or around Harlem, New York (the "STEVENS Apartment"). On or about October 6, 2014, law enforcement officers executed a search warrant at the STEVENS

Apartment and found, among other things, a printer set to print on official New York State prescription paper, and more than 30 fraudulent prescriptions for oxycodone, filled out with information for various different purported patients and prescribing doctors.

7. Such forged and fraudulent prescriptions were filled by members and associates of the Organization – often by lower-level “runners” enlisted and compensated for that purpose – at various pharmacies across New York State. The deceptive methods employed by members and associates of the Organization also included posing as a doctor on the phone when a pharmacy called to inquire about a prescription. By generating and filling these fraudulent prescriptions, the Organization was able to procure large quantities of oxycodone for distribution.

8. Members and associates of the Organization coordinated and worked with each other, including through phone calls, text messages, and in-person meetings, to obtain and maintain the Organization’s supplies of oxycodone, and to arrange and carry out sales of oxycodone to customers. When communicating over the phone, members and associates of the Organization typically used code and slang words to refer to their oxycodone trafficking activities. Specifically, they consistently referred to 30-milligram oxycodone tablets as “blues” or

"trues," to 20-milligram oxycodone tablets as "grays," and to customers and purchase orders as "licks."

9. Members and associates of the Organization sold the illicitly procured oxycodone tablets to customers at various locations in and around Rockland County. Two of the primary locations used by the Organization to carry out the oxycodone transactions were (1) the Mt. Ivy Trailer Park in Pomona, New York (the "Pomona Trailer Park"), where ESTEBAN resided part of the time; and (2) the Palisades Center Mall in West Nyack, New York (the "Palisades Mall" or "Mall"), where members and associates of the Organization conducted numerous sales of oxycodone in the Mall's parking lots.

10. For example, on or about October 30, 2014, BRANDON THOMAS, a/k/a "Staccs," and RAMON MORILLO ("RAMON"), a/k/a "Moe," the defendants, met in a parking lot at the Palisades Mall to distribute oxycodone to a customer. After the transaction, THOMAS and the customer were stopped by local law enforcement officers, resulting in the recovery of approximately 13 30-milligram oxycodone tablets. The next day, THOMAS had a phone conversation with RAMON MORILLO's brother, BRANDON MORILLO ("BRANDON"), the defendant, regarding the incident. THOMAS told BRANDON that he was upset because he had lost about \$400 as a result of the seizure of the oxycodone tablets (which

corresponds to a price of approximately \$30 per pill).¹ THOMAS and BRANDON agreed that the Mall was "too hot" – meaning that law enforcement must be conducting surveillance there – and that they should not continue selling oxycodone at that particular spot. THOMAS then informed BRANDON that he was about to receive more "licks" (orders from customers) for "trues" (30-milligram oxycodone tablets), and would call BRANDON back.

11. Members and associates of the Organization also frequently sold and exchanged oxycodone tablets amongst themselves, in order to obtain and maintain their supplies of oxycodone available for distribution to street-level customers. When members and associates of the Organization sold oxycodone tablets to each other, they typically did so at prices substantially discounted in comparison to the prices offered to the ultimate customers on the street.

12. For example, on or about November 28, 2014, ESTEBAN discussed such a transaction with EDWIN CEBALLOS, a/k/a "Bop," who functioned within the Organization as a lieutenant for ESTEBAN, frequently using ESTEBAN's phone to coordinate narcotics transactions. During the call, CEBALLOS informed ESTEBAN that he had procured 200 "trues" (30-milligram oxycodone tablets) and was on his way to meet ESTEBAN in or around

¹ Where, as in paragraph 10, the content of an intercepted communication is described in this Indictment, it is described in substance and in part, unless otherwise indicated. To the extent that a description includes quotations, those quotations are based on preliminary transcriptions, summaries, and translations of the conversations.

Rockland County. CEBALLOS offered to supply the tablets to ESTEBAN at "17" – meaning \$17 per tablet, as compared to the price of \$20 to \$30 per tablet typically offered to street-level customers of the Organization. ESTEBAN said that he was "ready to buy right now."

Use of Social Media

13. Certain members and associates of the Organization acknowledged their group affiliation and celebrated their involvement in narcotics trafficking by, among other things, creating rap videos and posting messages and other content on social media services such as Twitter and Instagram.

14. In particular, certain members and associates identified themselves as affiliated with a crew known as "Too Much Cash," or "TMC," including ESTEBAN, CEBALLOS, and RAMON MORILLO, as well as MIGUEL CABRERA, a/k/a "Smokey," ROHARIL CRUZ, a/k/a "Roger," ANDREW FLORES, and ROMELLO DELOATCH, a/k/a "Meek," the defendants. On or about June 24, 2014, the following message was posted on the Twitter account belonging to FLORES: "Shout out my TMC bros we taking over the streets."

15. On or about November 24, 2014, THOMAS's Twitter account displayed the following message: "I make money without a 9-5 gimme some feens a trap fone and I'll be fine . . . ," meaning that THOMAS did not need a legitimate job, but rather only some drug addicts ("feens") and a work phone ("trap phone")

with which to line up drug deals. The THOMAS account had also posted, approximately two weeks earlier, a message stating, in part, "the feds just wanna see me in jail."

STATUTORY ALLEGATIONS

16. From at least in or about early 2014 up to and including in or about March 2015, in the Southern District of New York and elsewhere, VICTOR ESTEBAN, a/k/a "Tonchi," MIGUEL CABRERA, a/k/a "Smokey," EDWIN CEBALLOS, a/k/a "Bop," ROHARIL CRUZ, a/k/a "Roger," ROMELLO DELOATCH, a/k/a "Meek," ANDREW FLORES, ROLANDO GARCIA, a/k/a "Issa," a/k/a "Migo," WESLEY JACKSON, a/k/a "West," ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, BRANDON MORILLO, RAMON MORILLO, a/k/a "Moe," PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," JIMMY RODRIGUEZ, a/k/a "Jeezy," JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," and BRANDON THOMAS, a/k/a "Staccs," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

17. It was a part and an object of the conspiracy that VICTOR ESTEBAN, a/k/a "Tonchi," MIGUEL CABRERA, a/k/a "Smokey," EDWIN CEBALLOS, a/k/a "Bop," ROHARIL CRUZ, a/k/a "Roger," ROMELLO DELOATCH, a/k/a "Meek," ANDREW FLORES, ROLANDO GARCIA, a/k/a "Issa," a/k/a "Migo," WESLEY JACKSON, a/k/a "West," ELOM

KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, BRANDON MORILLO, RAMON MORILLO, a/k/a "Moe," PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," JIMMY RODRIGUEZ, a/k/a "Jeezy," JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," and BRANDON THOMAS, a/k/a "Staccs," the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

18. The controlled substance that VICTOR ESTEBAN, a/k/a "Tonchi," MIGUEL CABRERA, a/k/a "Smokey," EDWIN CEBALLOS, a/k/a "Bop," ROHARIL CRUZ, a/k/a "Roger," ROMELLO DELOATCH, a/k/a "Meek," ANDREW FLORES, ROLANDO GARCIA, a/k/a "Issa," a/k/a "Migo," WESLEY JACKSON, a/k/a "West," ELOM KALEDDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, BRANDON MORILLO, RAMON MORILLO, a/k/a "Moe," PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," JIMMY RODRIGUEZ, a/k/a "Jeezy," JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," and BRANDON THOMAS, a/k/a "Staccs," the defendants, conspired to distribute and possess with intent to distribute was mixtures and substances containing a detectable amount of oxycodone, in violation of Title 21, United States Code, Section 841(b)(1)(C).

OVERT ACTS

19. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others,

were committed in the Southern District of New York and elsewhere:

a. On or about July 16, 2014, CHRISTIAN MINAYA, the defendant, sold approximately 10 oxycodone tablets to a confidential informant ("CI-1") working at the direction of law enforcement officers in the vicinity of Route 202 in Pomona, New York.

b. On or about August 18, 2014, ANDREW FLORES and WESLEY JACKSON, a/k/a "West," the defendants, had a phone conversation regarding FLORES purchasing approximately 120 oxycodone tablets for resale from JACKSON.

c. On or about August 19, 2014, JACKSON, through phone calls and text messages, coordinated the sale of oxycodone tablets in the vicinity of the Palisades Mall by JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," the defendant, to ROLANDO GARCIA, a/k/a "Issa," a/k/a "Migo," the defendant, for resale.

d. On or about August 21, 2014, VICTOR ESTEBAN, a/k/a "Tonchi," the defendant, purchased oxycodone tablets for resale from a co-conspirator not named as a defendant herein ("CC-1") in the vicinity of the Pomona Trailer Park.

e. On or about August 25, 2014, ROHARIL CRUZ, a/k/a "Roger," the defendant, sold approximately four oxycodone tablets to an undercover law enforcement officer ("UC-1") in or around West Nyack, New York.

f. On or about August 27, 2014, ROMELLO DELOATCH, a/k/a "Meek," the defendant, sold approximately 10 oxycodone tablets to UC-1 in the vicinity of the Palisades Mall.

g. On or about September 2, 2014, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," the defendant, possessed approximately seven blank official New York State prescriptions in the vicinity of the Palisades Mall.

h. On or about September 3, 2014, MIGUEL CABRERA, a/k/a "Smokey," the defendant, had a phone conversation with ESTEBAN regarding CABRERA purchasing approximately 10 oxycodone tablets for resale from ESTEBAN.

i. On or about September 8, 2014, JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendant, sold approximately six oxycodone tablets to a confidential informant ("CI-2") working at the direction of law enforcement in or around New City, New York.

j. On or about September 11, 2014, GARCIA and FLORES had a phone conversation regarding GARCIA offering to sell approximately 40 oxycodone tablets to FLORES for resale.

k. On or about September 12, 2014, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," the defendant, had a phone conversation with FLORES regarding the price at which PEREZ could purchase approximately 120 oxycodone tablets for resale from FLORES.

1. On or about September 16, 2014, RAMON MORILLO, a/k/a "Moe," the defendant, sold approximately four oxycodone tablets to CI-2, who was working at the direction of law enforcement, in the vicinity of the Palisades Mall.

m. On or about October 6, 2014, STEVENS possessed multiple fraudulent prescriptions filled out for oxycodone in or around New York, New York.

n. On or about October 30, 2014, BRANDON THOMAS, a/k/a "Staccs," the defendant, purchased oxycodone tablets from RAMON MORILLO for resale to another individual in the vicinity of the Palisades Mall.

o. On or about October 31, 2014, BRANDON MORILLO, the defendant, had a phone conversation with a co-conspirator not named as a defendant herein ("CC-2") arranging for the sale of oxycodone tablets to CC-2 for resale to another individual in the vicinity of the Shops at Nanuet mall in Nanuet, New York.

p. On or about November 28, 2014, EDWIN CEBALLOS, a/k/a "Bop," the defendant, had a phone conversation with ESTEBAN during which CEBALLOS offered ESTEBAN approximately 200 oxycodone tablets for resale.

(Title 21, United States Code, Section 846.)

COUNT TWO
(Narcotics Conspiracy - Heroin)

The Grand Jury further charges:

20. The allegations set forth in Paragraphs 1 through 19 are repeated and re-alleged as if set forth fully herein.

Distribution of Heroin

21. From at least in or about early 2014 up to and including in or about March 2015, certain members and associates of the Organization conspired to distribute over a kilogram of heroin. One of the principal suppliers of this heroin was JUAN AGRAMONTE, the defendant, who operated in and around the Bronx, New York. VICTOR ESTEBAN, a/k/a "Tonchi," the defendant, regularly purchased substantial quantities of heroin for resale from AGRAMONTE, sometimes pooling money with other members and associates of the Organization in order to purchase the heroin from AGRAMONTE. For example, in or about early October 2014, ESTEBAN pooled money with CHRISTIAN MINAYA, the defendant, and another unidentified member or associate of the Organization, to purchase approximately \$10,000 worth of heroin from AGRAMONTE. ESTEBAN, in turn, supplied members and associates of the Organization with heroin for distribution to street-level customers.

22. As with the Organization's oxycodone trafficking, members and associates used code and slang words when referring to their heroin distribution activities over the phone.

Specifically, they consistently referred to heroin as "food" and "dog food." The heroin was typically sold in the form of bundles, often referred to by members and associates of the Organization as "buns" or "bunnies," which each consisted of approximately 10 individually packaged glassine envelopes of heroin. The price of the heroin distributed by members and associates of the Organization varied, but was often in the range of approximately \$70 per gram.

23. Members and associates of the Organization conducted sales of heroin to customers at various locations in and around Rockland County, including at the Palisades Mall and the Pomona Trailer Park. Certain members and associates also set up shop at motels in and around Rockland County, selling heroin and oxycodone to customers out of rented motel rooms, and then periodically moving their operations to a new motel in the area.

24. On or about February 4, 2015, ESTEBAN had a phone conversation with ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," the defendant, who sold heroin and oxycodone out of motel rooms at ESTEBAN's direction, during which they discussed setting up shop at a new motel room. Specifically, KALEDZI confirmed that he was moving "from Super 8 to the new spot," that he had "got the room already," and that he had "dropped off some stuff" there. They went on to discuss the amounts of "bunnies" (heroin) and "trues" (30-milligram oxycodone tablets) that had

been "moved" (sold) by ESTEBAN, MINAYA, KALEDZI, and EDWIN CEBALLOS, a/k/a "Bop," the defendant, each of whom was involved in the motel room sales. ESTEBAN and KALEDZI further discussed the idea of working "shifts" at the motel room to sell the drugs.

25. Members and associates of the Organization coordinated and worked together, including over the phone, to line up customers and expand their heroin trafficking business. For example, on or about August 21, 2014, ANDREW FLORES and JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendants, discussed distributing heroin in and around Monsey, Rockland County. During the call, RODRIGUEZ asked FLORES whether he had "food" (heroin) available for resale. FLORES responded that he had "bought it" – meaning purchased additional supply – but was waiting for it to arrive the next day. RODRIGUEZ told FLORES that he had "clientele" for the heroin, stating that "everybody in Monsey is using that" and "if I have food my brother, I am gonna take over here in Monsey." They agreed that RODRIGUEZ would bring FLORES "licks" (customers) the following day, when the supply arrived, and they would "talk business."

STATUTORY ALLEGATIONS

26. From at least in or about early 2014 up to and including in or about March 2015, in the Southern District of New York and elsewhere, VICTOR ESTEBAN, a/k/a "Tonchi," JUAN

AGRAMONTE, EDWIN CEBALLOS, a/k/a "Bop," ANDREW FLORES, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," and JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendants, and others known and unknown, intentionally and knowingly did combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

27. It was a part and an object of the conspiracy that VICTOR ESTEBAN, a/k/a "Tonchi," JUAN AGRAMONTE, EDWIN CEBALLOS, a/k/a "Bop," ANDREW FLORES, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," and JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

28. The controlled substance that VICTOR ESTEBAN, a/k/a "Tonchi," JUAN AGRAMONTE, EDWIN CEBALLOS, a/k/a "Bop," ANDREW FLORES, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," and JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendants, conspired to distribute and possess with intent to distribute was one kilogram or more of mixtures and substances containing a

detectable amount of heroin, in violation of Title 21, United States Code, Section 841(b) (1) (A).

OVERT ACTS

29. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York and elsewhere:

a. On or about August 21, 2014, JIMMY RODRIGUEZ, a/k/a "Jeezy," and VICTOR ESTEBAN, a/k/a "Tonchi," the defendants, had a phone conversation regarding RODRIGUEZ purchasing heroin for resale from ESTEBAN.

b. On or about August 21, 2014, ANDREW FLORES, the defendant, had a phone conversation with RODRIGUEZ regarding RODRIGUEZ bringing FLORES customers to purchase heroin.

c. On or about October 7, 2014, in or around New York City, JUAN AGRAMONTE, the defendant, sold heroin to ESTEBAN for resale.

d. On or about October 7, 2014, ESTEBAN sold quantities of heroin in or around Pomona, New York.

e. On or about October 29, 2014, CHRISTIAN MINAYA, the defendant, had a phone conversation with ESTEBAN regarding ESTEBAN supplying MINAYA with heroin for resale.

f. On or about December 2, 2014, EDWIN CEBALLOS, a/k/a "Bop," the defendant, sold approximately 10 glassines of heroin to a customer in the vicinity of the Palisades Mall.

g. On or about January 19, 2015, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," the defendant, had a phone conversation with ESTEBAN regarding PEREZ selling heroin that he had purchased from ESTEBAN.

h. On or about February 10, 2015, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," the defendant, possessed approximately 73 grams of heroin for distribution at a motel in or around Spring Valley, New York.

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION WITH RESPECT TO COUNT ONE

30. As a result of committing the controlled substance offense alleged in Count One of this Indictment, VICTOR ESTEBAN, a/k/a "Tonchi," MIGUEL CABRERA, a/k/a "Smokey," EDWIN CEBALLOS, a/k/a "Bop," ROHARIL CRUZ, a/k/a "Roger," ROMELLO DELOATCH, a/k/a "Meek," ANDREW FLORES, ROLANDO GARCIA, a/k/a "Issa," a/k/a "Migo," ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, BRANDON MORILLO, RAMON MORILLO, a/k/a "Moe," WESLEY JACKSON, a/k/a "West," PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," JIMMY RODRIGUEZ, a/k/a "Jeezy," JUSHAWN STEVENS, a/k/a "Ju," a/k/a "Neal," and BRANDON THOMAS, a/k/a "Staccs," the defendants, shall forfeit to the United States,

pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds said defendants obtained directly or indirectly as a result of the violation alleged in Count One of this Indictment 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 violation, including but not limited to a sum in United States currency representing the amount of proceeds obtained as a result of the offense.

FORFEITURE ALLEGATION WITH RESPECT TO COUNT TWO

31. As a result of committing the controlled substance offense alleged in Count Two of this Indictment, VICTOR ESTEBAN, a/k/a "Tonchi," JUAN AGRAMONTE, EDWIN CEBALLOS, a/k/a "Bop," ANDREW FLORES, ELOM KALEDZI, a/k/a "Big Homie," a/k/a "OG," CHRISTIAN MINAYA, PEDRO PEREZ, a/k/a "P," a/k/a "Pete," a/k/a "Pedrito," and JIMMY RODRIGUEZ, a/k/a "Jeezy," the defendants, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds said defendants obtained directly or indirectly as a result of the violation alleged in Count Two of this Indictment 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 violation, including but not limited to a sum in United States currency representing the amount of proceeds obtained as a result of the offense.

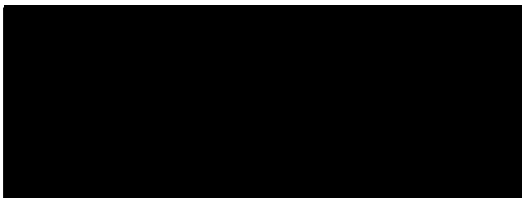
Substitute Assets Provision

32. If any of the property described above as being subject to forfeiture, as a result of any act or omission of the defendants:

- 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 intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1) and 853.)



Preet Bharara
PREET BHARARA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -


VICTOR ESTEBAN, et al.,

Defendants.

SEALED INDICTMENT

15 Cr.

(21 U.S.C. § 846.)



PREET BHARARA
States Attorney.
