

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

- v. - :

HENRY JONES, :

a/k/a "Dew Man,"

DAIVON MORGAN, :

a/k/a "Leeky,"

ROBERTO ESPINOSA, :

a/k/a "Taco,"

SEALED SUPERSEDING  
INDICTMENT

S2 21 Cr. 570 (MKV)

AMIER WILSON, :

a/k/a "Smula,"

DAVION TRUSTY, :

a/k/a "Saint,"

ELIJAH PERKINS, :

a/k/a "Eli,"

JAMIE WILKINS, :

a/k/a "OJ,"

XAVIER ARAU, :

a/k/a "X,"

JUAN REYES, :

a/k/a "Gunplay," and

CASSIUS MILLER, :

a/k/a "Cash,"

Defendants.

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**COUNT ONE**  
**(Racketeering Conspiracy)**  
**(All Defendants)**

The Grand Jury charges:

The Enterprise

1. At all times relevant to this Indictment, HENRY JONES,  
a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO

ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, and others known and unknown, were members and associates of the ABG gang ("ABG" or "the Enterprise"), a criminal organization whose members and associates engaged in, among other activities, acts involving murder, robbery, and narcotics trafficking.

2. ABG operates, among other locations, in and around the Mitchels Houses in the vicinity of 135th and 138th Streets and Lincoln and Willis Avenues in the Bronx, New York. Members of ABG are also affiliated with the national Crips gang.

3. ABG, including its leadership, membership, and associates, constituted an "enterprise," as that term is defined in Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, although not a legal entity. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise. At all times relevant to this Indictment, the Enterprise has engaged in, and its activities affected, interstate and foreign commerce. The defendants participated in the Enterprise and participated in the unlawful and other activity in furtherance of the conduct of the Enterprise's affairs.

4. From at least in or about 2017 up to and including in or about the present, members and associates of ABG were engaged in a series of disputes with rival crews and other individuals adverse to the Enterprise (generally, the "Opposing Crews"). During these disputes, members and associates of ABG committed shootings and assaults against members and associates of the Opposing Crews.

5. Certain members and associates of ABG committed and agreed, attempted, and threatened to commit acts of violence to protect fellow members and associates of the Enterprise. These acts of violence included murder and assaults intended to retaliate against members of Opposing Crews or to otherwise promote the standing and reputation of ABG.

6. Certain members and associates of ABG also participated in the sale of controlled substances to enrich themselves and the gang.

#### Purposes of the Enterprise

7. The purposes of the Enterprise included the following:
- a. Preserving and protecting the power and profits of the Enterprise through acts involving murder, assault, and other acts of violence and threats of violence.
  - b. Promoting and enhancing the Enterprise and the activities of its members and associates.

c. Keeping victims and potential victims in fear of the Enterprise and its members and associates through acts and threats of violence.

d. Providing assistance to members and associates who committed crimes for and on behalf of the Enterprise.

e. Enriching the members and associates of the Enterprise through, among other things, (1) acts involving the distribution and sale of controlled substances, including crack cocaine and marijuana; and (2) the commission of robberies.

Means and Methods of the Enterprise

8. Among the means and methods employed by the members and associates in conducting and participating in the conduct of the affairs of the Enterprise were the following:

a. Members and associates of the Enterprise committed, conspired, attempted, and threatened to commit acts of violence, including acts involving murder and assault, to protect and expand the Enterprise's criminal operations, and in connection with the rivalries with members of the Opposing Crews.

b. Members and associates of the Enterprise committed, conspired, attempted, and threatened to commit acts of violence, including acts involving murder and assault, against members of the Opposing Crews.

- c. Members and associates of the Enterprise obtained, possessed, and used firearms.
- d. Members and associates of ABG sold controlled substances.
- e. Members and associates of ABG committed robberies.
- f. Members and associates of ABG promoted ABG on social media websites such as Facebook and Instagram by posting messages, comments, videos, and photographs referring to, among other things, shootings, firearms, and drug dealing.

The Racketeering Conspiracy

9. From at least in or about 2017, up to and including at least in or about the present, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, and others known and unknown, being persons employed by and associated with the racketeering enterprise described in Paragraphs One through Eight above, namely, ABG, an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, knowingly combined, conspired, confederated, and agreed together and with

each other to violate 18 U.S.C. § 1962(c), to wit, to conduct and participate, directly and indirectly, in the conduct of the affairs of that enterprise through a pattern of racketeering activity, as that term is defined in Sections 1961(1) and 1961(5) of Title 18, United States Code, consisting of:

a. Multiple acts involving murder, chargeable under the following provisions of state law: New York Penal Law, Section 125.25 (murder), 105.15 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting).

b. Multiple offenses involving the distribution of controlled substances, including crack cocaine and marijuana, in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

c. Multiple acts involving robbery, chargeable under the following provisions of state law: New York Penal Law, Sections 160.05, 160.10, 160.15 (robbery), 105.10 (conspiracy), 110.00 (attempt), and 20.00 (aiding and abetting).

10. It was a part of the conspiracy that each of the defendants agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the Enterprise.

Notice of Special Sentencing Factors

Narcotics

11. From at least in or about 2017 up to and including in

or about the present, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," 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.

12. The controlled substances that HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, conspired to distribute and to possess with the intent to distribute was 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," in violation of Title 21, United States Code, Sections 841(b)(1)(A) and 846.

#### Murder

13. On or about February 8, 2019, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," DAIVON

MORGAN, a/k/a "Leeky," and ROBERTO ESPINOSA, a/k/a "Taco," the defendants, knowingly murdered Darren Scruggs and aided and abetted the same, that is, with the intent to cause the death of Scruggs, did cause the death of Scruggs, and under circumstances evincing a depraved indifference to human life, did recklessly engage in conduct which created a grave risk of death to another person and thereby caused the death of Scruggs, in the Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00, in that JONES and MORGAN assisted ESPINOSA when ESPINOSA shot and killed Darren Scruggs in the Bronx, New York.

(Title 18, United States Code, Section 1962(d).)

**COUNT TWO**  
**(Narcotics Conspiracy)**  
**(All Defendants)**

The Grand Jury further charges:

14. From at least in or about 2017 up to and including the present, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," 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.

15. It was a part and an object of the conspiracy that HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, and others known and unknown, would and did distribute, and possess with the intent to distribute, a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

16. The controlled substances that HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, conspired to distribute and to possess with the intent to distribute were 280 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," in violation of Title 21, United States Code, Section 841(b)(1)(A).

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

**COUNT THREE**  
**(Firearms Use, Carrying, and Possession)**  
**(All Defendants)**

The Grand Jury further charges:

17. From at least in or about 2017 up to and including in or about the present, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, during and in relation to a drug trafficking crime for which they may be prosecuted in a court of the United States, namely, the drug trafficking conspiracy charged in Count Two of this Indictment, knowingly did use and carry firearms, and in furtherance of such crime, did possess firearms, and did aid and abet the use, carrying, and possession of firearms, some of which were brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**COUNT FOUR**  
**(Murder in Aid of Racketeering Activity)**  
**(JONES and MORGAN)**

The Grand Jury further charges:

18. At all times relevant to this Indictment, ABG, as more fully described in Paragraphs One through Eight of this

Indictment, which are realleged and incorporated by reference as though set forth fully herein, including its leadership, its membership, and its associates, constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact which was engaged in, and the activities of which affected, interstate and foreign commerce. The Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the Enterprise.

19. At all times relevant to this Indictment, the above-described Enterprise, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), namely, acts involving murder, chargeable under the laws of the State of New York and punishable by imprisonment for more than one year; and offenses involving narcotics distribution in violation of Title 21, United States Code, Sections 841 and 846.

20. On or about February 8, 2019, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," and DAIVON MORGAN, a/k/a "Leeky," the defendants, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in

racketeering activity, as described above, knowingly murdered Darren Scruggs and aided and abetted the same, that is, with the intent to cause the death of Scruggs, did cause the death of Scruggs, and under circumstances evincing a depraved indifference to human life, did recklessly engage in conduct which created a grave risk of death to another person and thereby cause the death of Scruggs, to wit, JONES and MORGAN assisted ROBERTO ESPINOSA, a/k/a "Taco," when ESPINOSA shot and killed Darren Scruggs in the Bronx, New York, in violation of New York Penal Law, Sections 125.25 and 20.00.

(Title 18, United States Code, Sections 1959(a)(1) and 2.)

**COUNT FIVE**  
**(Use of a Firearm Resulting in Death)**  
**(JONES and MORGAN)**

21. On or about February 8, 2019, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," and DAIVON MORGAN, a/k/a "Leeky," the defendants, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the murder charged in Count Four of this Indictment, knowingly did use and carry, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which firearm was discharged, and in the course of that crime did cause the death of a person through the use of a firearm, which killing is murder as defined in Title 18, United

States Code, Section 1111(a), and did aid and abet the same, to wit, JONES and MORGAN assisted ROBERTO ESPINOSA, a/k/a "Taco," when ESPINOSA shot and killed Darren Scruggs in the Bronx, New York.

(Title 18, United States Code, Sections 924(j)(1) and 2.)

**COUNT SIX**  
**(Violent Crime in Aid of Racketeering)**  
**(PERKINS)**

22. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

23. On or about October 30, 2018, in the Southern District of New York and elsewhere, ELIJAH PERKINS, a/k/a "Eli," the defendant, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, knowingly attempted to murder an individual, and aided and abetted the same, to wit, PERKINS shot at gang members, in the Bronx, New York, in violation of New York Penal Law, Sections 125.25, 120.14, 120.10, 120.05, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (a)(5), and

2.)

**COUNT SEVEN**  
**(Firearms Use, Carrying, and Possession)**  
**(PERKINS)**

24. On or about October 30, 2018, in the Southern District of New York and elsewhere, ELIJAH PERKINS, a/k/a "Eli," the defendant, knowingly, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Six of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which firearm was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**COUNT EIGHT**  
**(Violent Crime in Aid of Racketeering)**  
**(REYES, ARAU, and PERKINS)**

The Grand Jury further charges:

25. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

26. On or about May 8, 2020, in the Southern District of New York and elsewhere, JUAN REYES, a/k/a "Gunplay," ELIJAH PERKINS, a/k/a "Eli," and XAVIER ARAU, a/k/a "X," the defendants, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of

pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, and aided and abetted the same, to wit, REYES, PERKINS, and ARAU beat a victim and slashed the victim across his hand, in the Bronx, New York, in violation of New York Penal Law, Sections 120.10, 120.05, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3) and 2.)

**COUNT NINE**  
**(Violent Crime in Aid of Racketeering)**  
**(MORGAN and TRUSTY)**

The Grand Jury further charges:

27. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

28. On or about February 20, 2021, in the Southern District of New York and elsewhere, DAIVON MORGAN, a/k/a "Leeky," and DAVION TRUSTY, a/k/a "Saint," the defendants, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, and aided and abetted the same, to wit, TRUSTY directed MORGAN to commit an assault, and

following that direction, MORGAN slashed a victim across the face, in the Bronx, New York, in violation of New York Penal Law, Sections 120.10, 120.05, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3) and 2.)

**COUNT TEN**  
**(Violent Crime in Aid of Racketeering)**  
**(PERKINS and WILSON)**

The Grand Jury further charges:

29. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

30. On or about August 23, 2021, in the Southern District of New York and elsewhere, ELIJAH PERKINS, a/k/a "Eli," and AMIER WILSON, a/k/a "Smula," the defendants, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, knowingly attempted to murder an individual, and aided and abetted the same, to wit, WILSON assisted PERKINS when PERKINS shot at another person, in the Bronx, New York, in violation of New York Penal Law, Sections 125.25, 120.14, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (a)(5), and  
2.)



**COUNT ELEVEN**  
**(Firearms Use, Carrying, and Possession)**  
**(PERKINS and WILSON)**

The Grand Jury further charges:

31. On or about August 23, 2021, in the Southern District of New York and elsewhere, ELIJAH PERKINS, a/k/a "Eli," and AMIER WILSON, a/k/a "Smula," the defendants, knowingly, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Ten of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which firearm was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**COUNT TWELVE**  
**(Violent Crime in Aid of Racketeering)**  
**(WILKINS)**

The Grand Jury further charges:

32. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

33. On or about October 28, 2021, in the Southern District of New York and elsewhere, JAMIE WILKINS, a/k/a "OJ," the defendant, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of

pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, knowingly attempted to murder an individual, and aided and abetted the same, to wit, WILKINS fired shots at others, in the Bronx, New York, in violation of New York Penal Law, Sections 125.25, 120.10, 120.05, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (a)(5), and 2.)

**COUNT THIRTEEN**  
**(Firearms Use, Carrying, and Possession)**  
**(WILKINS)**

The Grand Jury further charges:

34. On or about October 28, 2021, in the Southern District of New York and elsewhere, JAMIE WILKINS, a/k/a "OJ," the defendant, willfully and knowingly, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Twelve of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying,

and possession of a firearm, which firearm was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**COUNT FOURTEEN**  
**(Violent Crime in Aid of Racketeering)**  
**(JONES and REYES)**

The Grand Jury further charges:

35. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

36. On or about November 7, 2021, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," and JUAN REYES, a/k/a "Gunplay," the defendants, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly attempted to murder an individual, and aided and abetted the same, to wit, REYES assisted JONES when JONES shot at another person, in the Bronx, New York, in violation of New York Penal Law, Sections 125.25, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(5), and 2.)

**COUNT FIFTEEN**  
**(Firearms Use, Carrying, and Possession)**  
**(JONES and REYES)**

The Grand Jury further charges:

37. On or about November 7, 2021, in the Southern District of New York and elsewhere, HENRY JONES, a/k/a "Dew Man," and JUAN REYES, a/k/a "Gunplay," the defendants, knowingly, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, namely, the attempted murder in aid of racketeering charged in Count Fourteen of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which firearm was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**COUNT SIXTEEN**  
**(Violent Crime in Aid of Racketeering)**  
**(WILSON)**

The Grand Jury further charges:

38. Paragraphs 18 and 19 of this Indictment are realleged and incorporated by reference as though fully set forth herein.

39. On or about March 25, 2022, in the Southern District of New York and elsewhere, AMIER WILSON, a/k/a "Shmula," the defendant, as consideration for the receipt of, and as consideration for a promise and agreement to pay, a thing of

pecuniary value from ABG, and for the purpose of gaining entrance to and maintaining and increasing position in ABG, an enterprise engaged in racketeering activity, as described above, knowingly assaulted an individual with a dangerous weapon, knowingly attempted to murder an individual, and aided and abetted the same, to wit, WILSON shot a person in the Bronx, New York, in violation of New York Penal Law, Sections 125.25, 120.14, 120.10, 110.00 and 20.00.

(Title 18, United States Code, Sections 1959(a)(3), (5), and 2.)

**COUNT SEVENTEEN**  
**(Firearms Use, Carrying, and Possession)**  
**(WILSON)**

The Grand Jury further charges:

40. On or about March 25, 2022, in the Southern District of New York and elsewhere, AMIER WILSON, a/k/a "Smula," the defendant, knowingly, during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, namely, the assault and attempted murder in aid of racketeering charged in Count Sixteen of this Indictment, did use and carry a firearm, and, in furtherance of such crime, did possess a firearm, and did aid and abet the use, carrying, and possession of a firearm, which firearm was brandished and discharged.

(Title 18, United States Code, Sections 924(c)(1)(A)(i), (ii),  
(iii) and 2.)

**FORFEITURE ALLEGATIONS AS TO COUNT ONE**

41. As a result of committing the offense alleged in Count One of this Indictment, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 1963, any and all interests the defendants acquired or maintained in violation of Title 18, United States Code, Section 1962; any and all interests in, securities of, claims against, and property or contractual rights of any kind affording a source of influence over, the enterprise named and described herein which the defendants established, operated, controlled, conducted, and participated in the conduct of, in violation of Title 18, United States Code, Section 1962; and any and all property constituting and derived from proceeds obtained, directly and indirectly, from racketeering activity in violation of Title 18, United States Code, Section 1962, the offense alleged in Count One of this Indictment, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of the offense alleged in Count One.

**FORFEITURE ALLEGATIONS AS TO COUNT TWO**

42. As a result of committing the controlled substances offense alleged in Count Two of this Indictment, HENRY JONES, a/k/a "Dew Man," DAIVON MORGAN, a/k/a "Leeky," ROBERTO ESPINOSA, a/k/a "Taco," AMIER WILSON, a/k/a "Smula," DAVION TRUSTY, a/k/a "Saint," ELIJAH PERKINS, a/k/a "Eli," and JAMIE WILKINS, a/k/a "OJ," XAVIER ARAU, a/k/a "X," JUAN REYES, a/k/a "Gunplay," and CASSIUS MILLER, a/k/a "Cash," the defendants, 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 obtained, directly or indirectly, as a result of said offense and any and all property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense.

Substitute Asset Provision

43. If any of the above-described forfeitable property, 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 intent of the United States, pursuant to 18 U.S.C. § 1963(m), 21 U.S.C. § 853(p), and 28 U.S.C. § 2461, to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

(Title 18, United States Code, Sections 982 and 1963;  
Title 21, United States Code, Section 853;  
Title 28, United States Code, Section 2461.)

[REDACTED]

FOR PERSON

  
DAMIAN WILLIAMS  
United States Attorney



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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

v.

HENRY JONES, a/k/a "Dew Man,"  
DAIVON MORGAN, a/k/a "Leeky,"  
ROBERTO ESPINOSA, a/k/a "Taco,"  
AMIER WILSON, a/k/a "Smula,"  
DAVION TRUSTY, a/k/a "Saint,"  
ELIJAH PERKINS, a/k/a "Eli,"  
JAMIE WILKINS, a/k/a "OJ,"  
XAVIER ARAU, a/k/a "X,"  
JUAN REYES, a/k/a "Gunplay," and  
CASSIUS MILLER, a/k/a "Cash,"

Defendants.

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SEALED SUPERSEDING INDICTMENT

S2 21 Cr. 570 (MKV)

(18 U.S.C. §§ 924(c), 924(j), 1959(a), 1962(d), and 2;  
21 U.S.C. § 846.)

DAMIAN WILLIAMS

United States Attorney



For person

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