

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA	:	Hon.
	:	
v.	:	
	:	
KWASI MACK,	:	Crim. No. 14-220
a/k/a "Welchs,"	:	
a/k/a "The Prince,"	:	
a/k/a "Mini Me,"	:	
COREY BATTS,	:	18 U.S.C. § 922(g)(1)
a/k/a "C-Murder,"	:	18 U.S.C. §§ 924(c)(1)(A), 924(o)
a/k/a "Cee"	:	18 U.S.C. § 1959(a)
HAKEEM VANDERHALL,	:	18 U.S.C. § 1962(d)
a/k/a "Keem,"	:	21 U.S.C. § 841
a/k/a "Sugar Bear,"	:	21 U.S.C. § 846
ERIC CONCEPCION,	:	21 U.S.C. §§ 848(a), 848(c)
a/k/a "Eddie Arroyo,"	:	
a/k/a "E-Wax,"	:	
a/k/a "Wax,"	:	
JUSTIN CARNEGIE,	:	
a/k/a "Dew Hi,"	:	
a/k/a "Dew,"	:	
a/k/a "D,"	:	
AHMED SINGLETON,	:	
a/k/a "Gangsta-Moo,"	:	
a/k/a "Gangsta,"	:	
a/k/a "Mooshie,"	:	
JAMAR HAMILTON,	:	
a/k/a "Gunner,"	:	
a/k/a "Jamaal A. Hamilton,"	:	
TYQUAN CLARK,	:	
a/k/a "Tah,"	:	
RASHAN WASHINGTON,	:	
a/k/a "Shoota,"	:	
HANEE CURETON,	:	
a/k/a "City,"	:	
KHALIL STAFFORD,	:	
a/k/a "Stod,"	:	
a/k/a "Homicide"	:	
AARON TERRELL,	:	
a/k/a "Push,"	:	
JAMES S. GUTIERREZ,	:	

a/k/a "Bad News," and :
LATEEF GRIMSLEY, :
a/k/a "Bird" :

THIRD SUPERSEDING INDICTMENT

The Grand Jury in and for the District of New Jersey, sitting at Newark, charges:

COUNT ONE
(Racketeering Conspiracy)

The Racketeering Enterprise

1. At various times relevant to this Third Superseding Indictment, in the District of New Jersey, and elsewhere, defendants KWASI MACK, a/k/a "Welchs," a/k/a "The Prince," a/k/a "Mini Me," COREY BATTS, a/k/a "C-Murder," a/k/a "Cee," HAKEEM VANDERHALL, a/k/a "Keem," a/k/a "Sugar Bear," ERIC CONCEPCION, a/k/a "Eddie Arroyo," a/k/a "E-Wax," a/k/a "Wax," JUSTIN CARNEGIE, a/k/a "Dew Hi," a/k/a "Dew," a/k/a "D," AHMED SINGLETON, a/k/a "Gangsta-Moo," a/k/a "Gangsta," a/k/a "Mooshie," JAMAR HAMILTON, a/k/a "Gunner," a/k/a "Jamaal A. Hamilton," TYQUAN CLARK, a/k/a "Tah," RASHAN WASHINGTON, a/k/a "Shoota," HANEE CURETON, a/k/a "City," KHALIL STAFFORD, a/k/a "Stod," a/k/a "Homicide," JAMES S. GUTIERREZ, a/k/a "Bad News," and others, known and unknown, were members and associates of a criminal organization known as the New Jersey set of the Grape Street Crips (the "NJ Grape Street Crips"). The NJ Grape Street Crips, including its leadership, members, and associates, constitutes an enterprise, as defined in Title 18, United States Code, Section 1961(4), namely, a group of individuals associated in fact that engaged in, and

the activities of which affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members and associates functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

History, Rules, and Traditions of the NJ Grape Street Crips

2. The NJ Grape Street Crips is a set of the Grape Street Crips gang that originated in the Jordan Downs public-housing complex, which is located between Grape Street and 103rd Street in Watts, Los Angeles, California.

3. The NJ Grape Street Crips have followed many of the same traditions and protocols of the Grape Street Crips and other Crip street gangs, including:

a. visible demonstrations of gang affiliation, such as an identification with the colors purple and blue, which appear in clothing, hats, and bandannas worn by NJ Grape Street Crips members;

b. symbolic use of the number “103,” including yearly celebrations on October 3, also styled as “10/3” or “ten-trey day,” in reference to the founding of the NJ Grape Street Crips at the Jordan Downs public-housing complex located on 103rd Street;

c. greeting each other with the phrases “Watts up” or “Watts Grapin,” in reference to the gang’s founding in Watts, Los Angeles;

d. tattoos, slogans, and hand gestures signifying membership in the NJ Grape Street Crips; and

e. the use of a system of rules and regulations governing admission to and membership in the NJ Grape Street Crips.

4. The rules governing the NJ Grape Street Crips establish, among other things:

a. a hierarchical power structure in which members are given designations or ranks signifying their status within the gang, which ranks include, from senior rank to junior rank, “OOOG” (Triple OG; “OG” is short for “Original Gangster”); “OOG” (Double OG); “OG”; “G”; “BG” (Baby Gangster); followed by overseers, enforcers, and individual members, who are referred to as soldiers; and

b. a system of discipline and punishment for those members who violated rules, failed to carry out orders from higher-ups, or “disrespected” the gang, in which offending members could be stripped of rank, placed on probationary status, and/or physically assaulted or killed.

Organization of the NJ Grape Street Crips Enterprise

5. Within the NJ Grape Street Crips, the primary unit of organization was by neighborhood and/or public-housing complex in and around Newark, New Jersey.

6. Members and associates of the NJ Grape Street Crips engaged in, or controlled, drug trafficking and other criminal activities in various neighborhoods and public-housing complexes in and around Newark, New Jersey, including, among others:

- a. the area of 6th Avenue and North 5th Street (the “6th Avenue Location”);
- b. the Pennington Court public-housing complex located at the intersection of Pennington Street and Pacific Street (the “Pennington Court Location”);
- c. the Oscar Miles public-housing complex located at the intersection of Court Street and Broome Street (the “Court Street Location”);
- d. the Millard Terrell Homes public-housing complex located at the intersections of Chapel Street and Beamon Plaza and intersected by Riverview Terrace and Riverview Place (the “Riverview Court Location”);
- e. the John W. Hyatt public-housing complex located at the intersection of Hawkins Street and Horatio Street (the “Hyatt Court Location”); and
- f. the James Baxter public-housing complex formerly located near Nesbitt and Orange Streets (the “Baxter Terrace Location”).

7. Each of these neighborhoods and public-housing complexes was controlled by a leader who was responsible for overseeing the NJ Grape Street Crips operations and for authorizing criminal activity on behalf of the enterprise.

8. The members, associates, and leaders of each of these neighborhoods and public-housing complexes fell under the overall leadership of Coconspirator-1, who was the head of the NJ Grape Street Crips. One of the

top deputies of that leader was KWASI MACK, a/k/a “Welchs,” a/k/a “The Prince,” a/k/a “Mini Me.”

Purposes of the NJ Grape Street Crips Enterprise

9. The purposes of the NJ Grape Street Crips included the following:

- a. Promoting and enhancing the enterprise and the activities of its members and associates, both in and out of prison, which activities included, but were not limited to, drug trafficking, murder, extortion, and other criminal activities;
- b. Preserving and protecting the power, territory, reputation, and profits of the enterprise and of its members and associates, both in and out of prison, through the use of intimidation, violence, threats of violence, assaults, and murder;
- c. Keeping victims and community members in fear of the enterprise and its members and associates through violence and threats of violence;
- d. Providing assistance to gang members and associates who are imprisoned after having committed crimes on behalf of the gang;
- e. Hindering, obstructing, and preventing law enforcement from identifying participants in the gang’s criminal activity, from apprehending the offenders of those crimes, and from successfully prosecuting and punishing those offenders; and

f. Threatening, assaulting, or murdering individuals who cooperated (or were believed to have cooperated) with law enforcement against the enterprise.

10. Members and associates of the NJ Grape Street Crips trafficked in, among other drugs, cocaine, cocaine base ("crack-cocaine"), and heroin.

a. As referred to herein, a "brick" is a street term that refers to a package of heroin containing five "bundles" of heroin, which, in turn, is a package containing ten individual "hits," or doses, of heroin. These individual doses are packaged in glassine envelopes that are referred to as "decks" or "bags" of heroin. Thus, one "brick" contains fifty "decks," or doses, of heroin.

b. As referred to herein, a "clip" is a street term that refers to a package of crack-cocaine containing ten individual "hits," or doses, of crack-cocaine.

Members and Associates of the Enterprise

11. KWASI MACK, a/k/a "Welchs," a/k/a "The Prince," a/k/a "Mini Me" ("MACK"), was a member of the NJ Grape Street Crips who served as one of the top deputies of the NJ Grape Street Crips. Among other responsibilities, MACK communicated with the leader of the NJ Grape Street Crips and acted as an enforcer of the rules of the NJ Grape Street Crips.

12. COREY BATTS, a/k/a "C-Murder," a/k/a "Cee" ("BATTS"), was a member of the NJ Grape Street Crips who was a leader of the Court Street Location.

13. HAKEEM VANDERHALL, a/k/a "Keem," a/k/a "Sugar Bear" ("VANDERHALL"), was a member of the NJ Grape Street Crips who was a leader of the 6th Avenue Location.

14. ERIC CONCEPCION, a/k/a "Eddie Arroyo," a/k/a "E-Wax," a/k/a "Wax" ("CONCEPCION"), was a member of the NJ Grape Street Crips who operated in or around the 6th Avenue Location.

15. JUSTIN CARNEGIE, a/k/a "Dew Hi," a/k/a "Dew," a/k/a "D" ("CARNEGIE"), was a member of the NJ Grape Street Crips.

16. AHMED SINGLETON, a/k/a "Gangsta-Moo," a/k/a "Gangsta," a/k/a "Mooshie" ("SINGLETON"), was a member of the NJ Grape Street Crips.

17. JAMAR HAMILTON, a/k/a "Gunner," a/k/a "Jamaal A. Hamilton" ("HAMILTON"), was a member and associate of the NJ Grape Street Crips who operated in or around the 6th Avenue Location.

18. TYQUAN CLARK, a/k/a "Tah" ("CLARK"), was a member and associate of the NJ Grape Street Crips who operated in or around the 6th Avenue Location.

19. RASHAN WASHINGTON, a/k/a "Shoota" ("WASHINGTON"), was a member of the NJ Grape Street Crips who operated at the 6th Avenue Location.

20. HANEE CURETON, a/k/a "City" ("CURETON") was an associate of the NJ Grape Street Crips who operated, among other places, in or around the Baxter Terrace Location.

21. KHALIL STAFFORD, a/k/a "Stod," a/k/a "Homicide," ("STAFFORD"), was a member of the NJ Grape Street Crips who operated, among other places, in or around the Baxter Terrace Location.

22. JAMES S. GUTIERREZ, a/k/a "Bad News" ("GUTIERREZ"), was a member of the NJ Grape Street Crips who operated, among other places, in or around the Riverview Court Location.

23. Aaron Terrell, a/k/a "Push" ("coconspirator Terrell"), who is not charged in Count One, but is charged in Count Eleven and Count Twelve, was a member of the NJ Grape Street Crips who operated, among other places, in or around the Baxter Terrace Location and in or around the Riverview Court Location.

24. Lateef Grimsley, a/k/a "Bird" ("coconspirator Grimsley"), who is not charged in Count One, but is charged in Count Twenty-Three, was an associate of the NJ Grape Street Crips.

The Racketeering Conspiracy

25. Beginning at least in or about September 2006, and continuing through the date of this Third Superseding Indictment, in the District of New Jersey, and elsewhere, the defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"
HAKEEM VANDERHALL,
a/k/a "Keem,"
a/k/a "Sugar Bear,"
ERIC CONCEPCION,
a/k/a "Eddie Arroyo,"
a/k/a "E-Wax,"
a/k/a "Wax,"
JUSTIN CARNEGIE,
a/k/a "Dew Hi,"
a/k/a "Dew,"
a/k/a "D,"
AHMED SINGLETON,
a/k/a "Gangsta-Moo,"
a/k/a "Gangsta,"
a/k/a "Mooshie,"
JAMAR HAMILTON,
a/k/a "Gunner,"
a/k/a "Jamaal A. Hamilton,"
TYQUAN CLARK,
a/k/a "Tah,"
RASHAN WASHINGTON,
a/k/a "Shoota,"
HANEE CURETON,
a/k/a "City,"
KHALIL STAFFORD,
a/k/a "Stod,"
a/k/a "Homicide," and
JAMES S. GUTIERREZ,
a/k/a "Bad News,"

together with others known and unknown, each being a person employed by and associated with the NJ Grape Street Crips, an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, knowingly and intentionally conspired and agreed with each other and others to violate Title 18, United States Code, Section 1962(c), that is to conduct and participate, directly and indirectly, in the conduct of the affairs of the NJ Grape Street Crips enterprise through a pattern of racketeering activity, as defined in Title

18, United States Code, Sections 1961(1) and (5), which pattern of racketeering activity consisted of:

- a. Multiple acts involving murder, contrary to N.J.S.A. 2C:11-3(a)(1), 2C:11-3(a)(2), 2C:5-1(a), and 2C:5-2;
- b. Multiple acts indictable under Title 18, United States Code, Section 1952 (use of interstate facilities to further unlawful activity);
- c. Multiple offenses involving the felonious manufacture, importation, receiving, concealment, buying, selling, and otherwise dealing in a controlled substance punishable under the laws of the United States, specifically, Title 21, United States Code, Section 846 (conspiracy to distribute and possess with intent to distribute controlled substances), Section 841 (distribution and possession with intent to distribute controlled substances), and Section 843(b) (use of a communication facility to violate the Controlled Substances Act).

26. It was part of the conspiracy that each defendant agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise.

Manner and Means of the Enterprise

27. Among the manner and means by which the defendants and other members and associates of the NJ Grape Street Crips conducted and participated in the conduct of the affairs of the NJ Grape Street Crips were the following:

a. It was part of the conspiracy that the defendants and other members and associates of the NJ Grape Street Crips committed and agreed to commit acts of intimidation and violence, including murder, attempted murder, and assault with a deadly weapon against rival gang members or others, to avenge attacks or perceived slights against other members and associates of the NJ Grape Street Crips; to punish enterprise members and associates who had been disloyal; to retaliate against rivals; to silence individuals who were perceived to be cooperating with law enforcement against members and associates of NJ Grape Street Crips; and to maintain and enhance the reputation of the NJ Grape Street Crips for the purpose of protecting and otherwise assisting their drug trafficking business.

b. It was further part of the conspiracy that participation in criminal activity by a member, particularly violent acts directed at rivals or as directed by the gang leadership, increased the respect accorded to that member, resulted in that member's maintaining and increasing position in the gang, and could result in a promotion to a leadership position.

c. It was further part of the conspiracy that members and associates of the NJ Grape Street Crips were directed to carry or have immediate access to firearms, and did in fact use and carry firearms, in order to protect themselves, their controlled substances, and their illegal proceeds, and to threaten others in furtherance of the interests of the criminal enterprise.

d. It was further part of the conspiracy that members and associates of the NJ Grape Street Crips trafficked in illegal drugs in and around Newark, New Jersey.

e. It was further part of the conspiracy that members and associates of the NJ Grape Street Crips used social media, including Instagram and YouTube, and hip-hop songs to disseminate the rules and protocols of the enterprise, to intimidate witnesses and other members of the community, and to bolster the reputation of the NJ Grape Street Crips for violence and drug-trafficking.

f. It was further part of the conspiracy that members and associates of the NJ Grape Street Crips sought to conceal their criminal activities by, among other means, obstructing justice and threatening and intimidating witnesses.

g. It was further part of the conspiracy that members and associates of the NJ Grape Street Crips operating at the 6th Avenue Location utilized and shared a dedicated cell phone to accept orders for distribution quantities of crack-cocaine. CONCEPCION, HAMILTON, CLARK, WASHINGTON, and others each took turns using the cell phone to distribute set quantities of crack-cocaine.

Overt Acts

28. In furtherance of the conspiracy and to achieve its objectives, defendants and their coconspirators committed the following overt acts, among others, in the District of New Jersey, and elsewhere:

a. From at least in or around September 2006 through in or around 2009, numerous members and associates of the NJ Grape Street Crips, including, but not limited to, CURETON, STAFFORD, MACK, and coconspirator Terrell engaged in multiple acts of heroin distribution, and possession with intent to distribute heroin, at or around the Baxter Terrace Location.

b. On or about August 4, 2006, BATTS possessed a quantity of heroin at or around the Court Street Location.

c. On or about February 13, 2007, BATTS facilitated the sale of approximately three (3) "bricks" of heroin at or around the Court Street Location.

d. On or about June 8, 2007, BATTS possessed five (5) bricks of heroin at or around the Court Street Location, specifically, in the area of Court Street and Dr. Martin Luther King, Jr. Boulevard in Newark, New Jersey.

e. On or about December 21, 2009, SINGLETON possessed a 9mm caliber Ruger P89 semi-automatic firearm that was used in a shooting that same day.

f. On or about January 1, 2010, while fleeing from police officers, dropped the same 9mm caliber Ruger P89 semi-automatic firearm set forth in Overt Act 28(e).

g. On or about January 6, 2010, in order to avoid police officers, SINGLETON hid inside a closet in which he also had hidden a .38 caliber Smith & Wesson Model 442 revolver.

h. On or about May 10, 2010, CARNEGIE and Coconspirator-2 stored, among other things, a loaded Romarm SA Cugir 7.62x39 assault rifle, an American Industries Calico M100 .22LR carbine, 7.62x39 caliber ammunition, .22 caliber ammunition, and \$2,952 in U.S. currency.

i. On or about July 27, 2013, MACK spoke by telephone with Coconspirator-3, while the latter was incarcerated at the Essex County Correctional Facility. During that call, MACK ordered Coconspirator-3 to physically assault Victim-1 because BATTIS was upset with Victim-1.

j. Between at least in or about August 2013, through on or about October 7, 2013, BATTIS and MACK had numerous telephone conversations regarding the distribution of heroin.

k. On or about August 20, 2013, CARNEGIE used a social media account to post a photograph of an individual with his jaw and neck blown away from his face. In the text accompanying the photograph, CARNEGIE wrote, "@AllSnitches I bet ur ass won't talk again #187AllRats." Because "187" is a reference to California Penal Code Section 187, which defines the crime of murder, the phrase "187AllRats" means that individuals who cooperate with law enforcement should be murdered.

l. On or about August 23, 2013, MACK spoke with a member of the NJ Grape Street Crips who was incarcerated at the Essex County Correctional Facility. In that call, MACK was advised that another member of the NJ Grape Street Crips incarcerated at the Essex County Correctional Facility was claiming to have a senior status within the gang. In response, MACK stated that MACK had not approved of the individual's promotion and that the individual "ain't shed enough blood for this shit," meaning that the individual had not shot or killed enough individuals to be deserving of the senior status within the gang.

m. On or about September 29, 2013, WASHINGTON used a social media account to post a photograph of MACK and WASHINGTON. The text accompanying the photograph made reference to, among other things, "TEAMKAR," referring to "Team Kill All Rats."

n. On or about October 3, 2013, BATTIS spoke by telephone with MACK about heroin stamped with the label "My My My" and "30 II Life."

o. On or about October 3, 2013, BATTIS spoke by telephone with a heroin customer who asked BATTIS for "two" (2) bricks of the heroin stamped with the label "Breaking Bad."

p. On or about October 4, 2013, BATTIS spoke by telephone with Coconspirator-4 about individuals who were disseminating paperwork purportedly indicating that Coconspirator-1 had cooperated with a previous law enforcement investigation.

q. On or about October 5, 2013, MACK spoke by telephone with BATTS. During that call, BATTS admitted that he had missed an opportunity to kill Victim-3 at the Court Street Location.

r. In a subsequent conversation later in the day on or about October 5, 2013, MACK ordered BATTS to have loaded firearms on stand-by, and to have junior gang-members patrolling the Court Street Location, in case Victim-3 were to return.

s. On or about October 5, 2013, MACK spoke by telephone with BATTS about their plan to purchase heroin after MACK delivered a bag of U.S. currency to BATTS.

t. On or about October 5, 2013, MACK, BATTS, CARNEGIE, WASHINGTON, and other members of the NJ Grape Street Crips celebrated "ten-trey day" at the 6th Avenue Location.

u. On or about October 5, 2013, MACK possessed a semi-automatic pistol at the "ten-trey day" celebration at the 6th Avenue Location.

v. On or about October 7, 2013, MACK, CARNEGIE, WASHINGTON, and coconspirator Terrell used a 2000 blue Jeep Cherokee and a Ruger Model P95DC 9mm semi-automatic pistol to repeatedly shoot at unknown victims in retaliation for the then-recent murder of Coconspirator-5, a member of the NJ Grape Street Crips.

w. On or about October 7, 2013, MACK possessed a Ruger Model P95DC 9mm semi-automatic pistol, bearing serial number 311-

70017, that was used in the shooting set forth in Overt Act 28(v). MACK fled from police officers who attempted to arrest him.

x. On or about October 7, 2013, VANDERHALL helped CARNEGIE, WASHINGTON, and coconspirator Terrell flee from police after MACK's arrest for possession of the firearm described in Overt Acts 27(v) and 27(w).

y. On or about October 13, 2013, MACK, while incarcerated at the Essex County Correctional Facility, spoke by telephone with CARNEGIE. During that call, MACK told CARNEGIE that CARNEGIE, WASHINGTON, and coconspirator Terrell had to be disciplined by being physically assaulted because none of them had helped MACK get away from or fight the police officers who had arrested him, as described in Overt Act 28(w).

z. During the call on or about October 13, 2013, MACK told CARNEGIE that officials at the Essex County Correctional Facility were not going to house MACK on the tier designated for Crip gang-members because MACK had "too much influence."

aa. During the call on or about October 13, 2013, CARNEGIE confirmed to MACK that Coconspirator-1 had been informed that MACK, CARNEGIE, WASHINGTON, and coconspirator Terrell had retaliated against others for the murder of Coconspirator-5.

bb. On or about October 18, 2013, coconspirator Terrell used a social media account to post a photograph showing coconspirator Terrell at the Riverview Court Location with two individuals flanking him and

aiming firearms at the camera. In the text that accompanied the photograph, coconspirator Terrell wrote: "My lil nigga's going 2 kill for me ABG 2 the end." The term "ABG" stands for "Anybody Gets It," a violent subset of the NJ Grape Street Crips.

cc. On or about October 22, 2013, Coconspirator-1 used social media to deny the claim that he had cooperated with a previous law enforcement investigation. Further, Coconspirator-1 stated that he would retaliate against the individual (Victim-3) responsible for disseminating the paperwork purportedly indicating that Coconspirator-1 had cooperated with a previous law enforcement investigation.

dd. On or about October 24, 2013, Coconspirator-1 used social media to label Victim-3 as a "snitch" by posting a report from the Essex County Prosecutor's Office purportedly indicating that Victim-3 had given a statement in a previous murder investigation.

ee. On or about October 27, 2013, BATTs and other members of the NJ Grape Street Crips attempted to murder Victim-3 and Victim-4, who were shot multiple times while seated in a vehicle on a street in Newark, New Jersey. During the course of the attempted murder, BATTs sustained a gunshot wound to his hand when Coconspirator-6, a fellow-gang member, accidentally shot BATTs through the hand while aiming at Victim-3 and Victim-4.

ff. On or about October 27, 2013, following the attempted murder described in Overt Act 28(ee), fellow-gang members drove BATTs to

Saint Michael's Hospital in Newark, New Jersey, where BATTs provided a false name to police who interviewed him about his gunshot wound.

gg. On or about November 3, 2013, BATTs, while incarcerated at the Essex County Correctional Facility, told an associate: "It's war time. . . . I was, I was hunting all week," referring to the attempted murder of Victim-3 and Victim-4.

hh. On or about November 6, 2013, BATTs, while incarcerated at the Essex County Correctional Facility, told an associate: "[Victim-3 and Victim-4] would have been done if they would never hit me. I'm talking about niggas was done, like, like, literally, done, like, no coming back, like." BATTs then said, "[Coconspirator-6] saved that nigga man. He saved that nigga man," referring to Coconspirator-6 who had accidentally shot BATTs in the hand, as described in Overt Act 28(ee).

ii. On or about November 10, 2013, BATTs and Coconspirator-7 were together at the Court Street Location. While at the Court Street Location, BATTs possessed a Colt .45 caliber firearm, bearing serial number 39322-LW, and wore a flak-jacket. Coconspirator-7 was in possession of a Hi-Point S&W .40 caliber semi-automatic firearm with a defaced serial number and a quantity of cocaine.

jj. On or about November 12, 2013, coconspirator Grimsley managed a heroin packaging operation on behalf of CURETON located in Newark, New Jersey (the "Heroin Mill"). Inside the Heroin Mill, CURETON, coconspirator Grimsley, and others had stored, among other things, more than

one kilogram of heroin and numerous items used to cut and package heroin for distribution, including grinders, scales, rubber-bands, tape, and glassine envelopes with the stamp “Obama Care” in red ink.

kk. On or about November 21, 2013, STAFFORD stored numerous glassine envelopes containing heroin with the stamp “Obama Care” in red ink inside his residence.

ll. On or about November 27, 2013, BATTIS, while incarcerated at the Essex County Correctional Facility, told an associate: “I was just in the streets mobbing Word is bond, I wanted to kill, yo, I was on a killing mission.”

mm. On or about May 8, 2014, members of the NJ Grape Street Crips operating at the 6th Avenue Location stored numerous firearms and assault rifles on a garage roof-top, including (i) a black .410 caliber assault rifle; (ii) a black .45 caliber Thompson semi-automatic carbine; (iii) a black 7.62 caliber assault rifle; and (iv) a black 9mm Cobray semi-automatic pistol.

nn. Between at least in or about May 2013 and in or about May 2015, VANDERHALL, CONCEPCION, HAMILTON, CLARK, WASHINGTON, and others engaged in multiple acts of crack-cocaine distribution to other crack-cocaine distributors at or around the 6th Avenue Location.

oo. On or about December 5, 2013, members of the NJ Grape Street Crips stored seventeen (17) clips of crack-cocaine in a hidden compartment inside a 2000 blue Jeep Cherokee used by WASHINGTON—the same vehicle used in the shooting described in Overt Act 27(v).

pp. On or about June 13, 2014, CLARK agreed by telephone to provide a drug customer "four" (4) clips of crack-cocaine.

qq. On or about June 20, 2014, CONCEPCION spoke by telephone with a drug customer who asked CONCEPCION, "How long it's going to take you to get to the Ave? I need you. I got a sale." CONCEPCION responded, "I'm about to come right now."

rr. On or about July 5, 2014, CARNEGIE spoke by telephone with HAMILTON. During the call, HAMILTON told CARNEGIE that the heroin stamped "twenty-four seven" was "rocking" and "that's the one, um, you were fucking with before." CARNEGIE told HAMILTON to "bring me something through, you heard?" HAMILTON agreed.

ss. Later that same day, CARNEGIE spoke by telephone with HAMILTON, who agreed to bring CARNEGIE an additional three (3) bricks of heroin. HAMILTON agreed.

tt. On or about July 20, 2014, HAMILTON agreed by telephone to provide a drug customer with ten (10) clips of crack-cocaine.

uu. On or about July 20, 2014, CONCEPCION spoke by telephone with HAMILTON. During the call, HAMILTON told CONCEPCION that HAMILTON had given the drug phone to CLARK and that CLARK had sold fifty (50) clips of crack-cocaine the previous day.

vv. On or about July 21, 2014, CLARK spoke by telephone with HAMILTON. During the call, CLARK told HAMILTON, "I got like twenty," meaning that CLARK had twenty (20) clips of crack-cocaine remaining for sale.

ww. On or about July 21, 2014, CONCEPCION spoke by telephone with HAMILTON. During the call, HAMILTON told CONCEPCION, "I got twenty-nine balls," referring to having twenty-nine (29) clips of crack-cocaine remaining for sale. HAMILTON then confirmed that another coconspirator had "finished" selling his allotment of crack-cocaine.

xx. On or about July 22, 2014, CONCEPCION spoke by telephone with HAMILTON. During the call, CONCEPCION told HAMILTON that he (CONCEPCION) was "balling up a hundred," referring to one-hundred (100) clips of crack-cocaine. HAMILTON responded, "You need to do that man, I got like six," referring to having six (6) clips of crack-cocaine remaining for sale.

yy. On or about July 22, 2014, CONCEPCION and VANDERHALL had a conversation about the quality of a shipment of cocaine. In that call, VANDERHALL told CONCEPCION that the crack-cocaine "ain't completely dry all the way," after it had been cooked from powder cocaine into crack-cocaine. CONCEPCION told VANDERHALL "that shit on the money" and that VANDERHALL should "just let it dry."

zz. On or about August 19, 2014, VANDERHALL exchanged text messages with CONCEPCION. VANDERHALL told CONCEPCION, "U got it now if so give me 40 now an put 50 to the side for me," referring, respectively, to forty (40) and fifty (50) clips of crack-cocaine.

aaa. On or about August 19, 2014, VANDERHALL ordered other members of the NJ Grape Street Crips to physically assault Victim-5.

bbb. In or around August 2014, during an interview posted on www.YouTube.com concerning the content of his then-recently released hip-hop mixtape, CARNEGIE stated, "187 on all rats. That's like-- ya'll gonna hear about that shit all through the mixtape. If ya'll don't hear anything else, ya'll gonna hear about how we be straight rat killin on that shit. It ain't no love over here. If a nigga associating with them, they could die too." Across his back, CARNEGIE has a tattoo of the phrase "187 on all Rats," which appears above two smoking handguns and a skull with a gunshot wound through the skull's forehead.

ccc. In or about September 2014, CARNEGIE and SINGLETON released a hip-hop video in which CARNEGIE stated, among other things, "This is Dew Hi, live from the trap, nigga. And there's nothing more than I hate than a rat nigga. When I pull up, I hold a strap nigga. Cause whoever's standing next to you is getting blacked nigga. Associating with em, you gonna die too. Send them youngins at you all, and they high too. AK-47. Bullets fly too. Man down."

ddd. In or about August 2014, GUTIERREZ spoke by telephone with another individual. During the call, GUTIERREZ stated, "If he a rat, it's a wrap. Cause I play the game how the game go, my nigga. I stick to the rules, you heard, son? I don't break the rules, my nigga, for nobody. And if he a rat, then--."

eee. On numerous occasions between at least in or about June 2014 through at least in or about August 2014, GUTIERREZ purchased

distribution quantities of crack-cocaine from members and associates of the enterprise operating at the 6th Avenue Location and then sold that crack-cocaine to retail-level customers at or around the Riverview Court Location.

fff. In or about September 2014, STAFFORD sold dozens of bricks of heroin stamped with the labels “Kiss my Ass” in red ink and “Spartacus” in green ink, in exchange for over \$5,000 in United States currency.

ggg. In or about September 2014, CURETON sold dozens of bricks of heroin stamped with the labels “Kiss my Ass” in red ink and “Spartacus” in green ink, in exchange for over \$5,000 in United States currency.

hhh. On or about March 17, 2015, during a trial at the Essex County Superior Court, SINGLETON attempted to intimidate Victim-6 by having members of the NJ Grape Street Crips in the courtroom while Victim-6 was called as a witness against SINGLETON. As a result of this intimidation, Victim-6 refused to testify against SINGLETON and the charges against him had to be dismissed.

iii. Between at least in or around July 2013 and on or about May 5, 2015, SINGLETON and CARNEGIE engaged in multiple acts of heroin distribution to retail-level customers.

All in violation of Title 18, United States Code, Section 1962(d).

NOTICE OF SPECIAL SENTENCING FACTORS REGARDING COUNT ONE

1. From in or around March 2013 through on or about November 10, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A), in violation of Title 21, United States Code, Section 846.

2. From in or about March 2013 through in or about May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

HAKEEM VANDERHALL,
a/k/a "Keem,"
a/k/a "Sugar Bear,"
ERIC CONCEPCION,
a/k/a "Eddie Arroyo,"
a/k/a "E-Wax,"
a/k/a "Wax,"
JAMAR HAMILTON,
a/k/a "Gunner,"
a/k/a "Jamaal A. Hamilton,"
TYQUAN CLARK,
a/k/a "Tah,"
RASHAN WASHINGTON,

a/k/a "Shoota," and
JAMES S. GUTIERREZ,
a/k/a "Bad News,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, 280 grams or more of a mixture and substance containing a detectable amount of crack-cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A), in violation of Title 21, United States Code, Section 846.

3. From in or about July 2013 through in or about May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

AHMED SINGLETON,
a/k/a "Gangsta Moo,"
a/k/a "Gangsta,"
a/k/a "Mooshie," and
JUSTIN CARNEGIE,
a/k/a "Dew Hi,"
a/k/a "Dew,"
a/k/a "D,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A), in violation of Title 21, United States Code, Section 846.

4. From in or about November 2013 through in or about May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

HANEE CURETON,
a/k/a "City," and
KHALIL STAFFORD,
a/k/a "Stod,"
a/k/a "Homicide,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A), in violation of Title 21, United States Code, Section 846.

All in violation of Title 18, United States Code, Section 1962(d).

COUNT TWO
**(Violent Crime In Aid of Racketeering –
Conspiracy to Commit Murder)
(Defendants Mack and Batts)**

1. The allegations contained in Paragraphs One through Twenty-Four and Twenty-Seven through Twenty-Eight of Count One of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. At all times relevant to this Third Superseding Indictment, the NJ Grape Street Crips constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact that 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.

3. At all times relevant to this Third Superseding Indictment, the NJ Grape Street Crips, 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), that is:

a. Multiple acts involving murder, contrary to N.J.S.A. 2C:11-3(a)(1), 2C:11-3(a)(2), 2C:12-1(b)(2), 2C:5-1(a), and 2C:5-2;

b. Multiple acts indictable under Title 18, United States Code, Section 1952 (use of interstate facilities to further unlawful activity);

c. Multiple offenses involving the felonious manufacture, importation, receiving, concealment, buying, selling, and otherwise dealing in a

controlled substance punishable under the laws of the United States, specifically, Title 21, United States Code, Section 846 (conspiracy to distribute and possess with intent to distribute controlled substances), Section 841 (distribution and possession with intent to distribute controlled substances), and Section 843(b) (use of a communication facility to violate the Controlled Substances Act).

4. From on or about October 5, 2013, through on or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTIS,
a/k/a "C-Murder,"
a/k/a "Cee,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, did knowingly and purposely conspire and agree with others to murder Victim-3, contrary to N.J.S.A. 2C:11-3(a)(1), 2C:11-3(a)(2), and 2C:5-2.

In violation of Title 18, United States Code, Section 1959(a)(5).

COUNT THREE
(Attempted Murder in Aid of Racketeering)
(Defendants Mack and Batts)

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, together with others known and unknown, did knowingly and purposely attempt to murder Victim-3, contrary to N.J.S.A. 2C:11-3(a)(1), 2C:11-3(a)(2), and 2C:5-1(a).

In violation of Title 18, United States Code, Section 1959(a)(5), and Title 18, United States Code, Section 2.

COUNT FOUR
(Attempted Murder in Aid of Racketeering)
(Defendants Mack and Batts)

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, together with others known and unknown, did knowingly and purposely attempt to murder Victim-4, contrary to N.J.S.A. 2C:11-3(a)(1), 2C:11-3(a)(2), and 2C:5-1(a).

In violation of Title 18, United States Code, Section 1959(a)(5), and Title 18, United States Code, Section 2.

COUNT FIVE
**(Violent Crime In Aid of Racketeering –
Conspiracy to Assault with a Dangerous Weapon)
(Defendants Mack and Batts)**

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. From on or about October 5, 2013, through on or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a “Welchs,”
a/k/a “The Prince,”
a/k/a “Mini Me,” and
COREY BATTS,
a/k/a “C-Murder,”
a/k/a “Cee,”

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, together with others known and unknown, did knowingly and purposely conspire to assault Victim-3 with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:5-2.

In violation of Title 18, United States Code, Section 1959(a)(6).

COUNT SIX
(Assault with a Dangerous Weapon in Aid of Racketeering)
(Defendants Mack and Batts)

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, did knowingly and purposely assault Victim-3 with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:2-6.

In violation of Title 18, United States Code, Section 1959(a)(3), and Title 18, United States Code, Section 2.

COUNT SEVEN
(Assault with a Dangerous Weapon in Aid of Racketeering)
(Defendants Mack and Batts)

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTIS,
a/k/a "C-Murder,"
a/k/a "Cee,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, did knowingly and purposely assault Victim-4 with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:2-6.

In violation of Title 18, United States Code, Section 1959(a)(3), and Title 18, United States Code, Section 2.

COUNT EIGHT
(Use and Carrying of a Firearm During a Crime of Violence)
(Defendants Mack and Batts)

On or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

during and in relation to a crime of violence for which each may be prosecuted in a court of the United States, specifically the attempted murders charged in Count Three and Count Four of this Third Superseding Indictment and the assaults in aid of racketeering charged in Count Six and Count Seven of this Third Superseding Indictment, did knowingly use and carry a firearm, and, in furtherance of that crime, did possess a firearm, which was discharged.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(iii), and Title 18, United States Code, Section 2.

COUNT NINE
(Conspiracy to Possess Firearms)
(Defendants Mack and Batts)

From on or about October 5, 2013, through on or about October 27, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

during and in relation to a crime of violence for which each may be prosecuted in a court of the United States, specifically the conspiracy to commit murder as charged in Count Two of this Third Superseding Indictment, did knowingly and intentionally conspire and agree with each other and others to use and carry firearms, and, in furtherance of that crime, to possess firearms.

In violation of Title 18, United States Code, Section 924(o).

COUNT TEN
(Assault with a Dangerous Weapon in Aid of Racketeering)
(Defendant Mack)

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendant

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, did knowingly and purposely assault another with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:2-6.

In violation of Title 18, United States Code, Section 1959(a)(3), and Title 18, United States Code, Section 2.

COUNT ELEVEN
**(Violent Crime In Aid of Racketeering –
Conspiracy to Assault with a Dangerous Weapon)
(Defendants Mack, Carnegie, Washington, and Terrell)**

1. The allegations contained in Paragraphs One through Three of Count Two of this Third Superseding Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a “Welchs,”
a/k/a “The Prince,”
a/k/a “Mini Me,”
JUSTIN CARNEGIE,
a/k/a “Dew Hi,”
a/k/a “Dew,”
a/k/a “D,”
RASHAN WASHINGTON,
a/k/a “Shoota,” and
AARON TERRELL,
a/k/a “Push,”

for the purpose of gaining entrance to, and maintaining and increasing position in, the NJ Grape Street Crips, an enterprise engaged in racketeering activity, together with others known and unknown, did knowingly and purposely conspire to assault another with a dangerous weapon, specifically, a firearm, contrary to N.J.S.A. 2C:12-1(b)(2) and 2C:5-2.

In violation of Title 18, United States Code, Section 1959(a)(6).

COUNT TWELVE
(Conspiracy to Possess a Firearm)
(Defendants Mack, Carnegie, Washington, and Terrell)

On or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"
JUSTIN CARNEGIE,
a/k/a "Dew Hi,"
a/k/a "Dew,"
a/k/a "D,"
RASHAN WASHINGTON,
a/k/a "Shoota," and
AARON TERRELL,
a/k/a "Push,"

during and in relation to a crime of violence for which each may be prosecuted in a court of the United States, specifically, the conspiracy to assault with a dangerous weapon in aid of racketeering as charged in Count Eleven of this Third Superseding Indictment and the racketeering conspiracy charged in Count One of this Third Superseding Indictment, did knowingly and intentionally conspire and agree with each other and others, to use and carry a firearm, and, in furtherance of those crimes, to possess a firearm.

In violation of Title 18, United States Code, Section 924(o).

COUNT THIRTEEN
(Use and Carrying of a Firearm in Furtherance of a Crime of Violence)
(Defendant Mack)

On or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendant

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

during and in relation to a crime of violence for which he may be prosecuted in a court of the United States, specifically the assault in aid of racketeering charged in Count Ten of this Third Superseding Indictment and the racketeering conspiracy charged in Count One of this Third Superseding Indictment, did knowingly use and carry a firearm, and, in furtherance of that crime, did possess a firearm, namely, a Ruger Model P95DC 9mm semi-automatic pistol, bearing serial number 311-70017, which was discharged.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(iii), and Title 18, United States Code, Section 2.

COUNT FOURTEEN
(Conspiracy to Distribute Heroin)
(Defendants Mack and Batts)

From in or around March 2013 through on or about November 10, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendants,

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me," and
COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A).

In violation of Title 21, United States Code, Section 846.

COUNT FIFTEEN THROUGH COUNT SEVENTEEN
**(Distribution, and Possession with
Intent to Distribute, Heroin)
(Defendant Batts)**

On or about the dates set forth in the table below, in Essex County, in the District of New Jersey, and elsewhere, defendant

COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

did knowingly and intentionally distribute, and possess with intent to distribute, a quantity of heroin, a Schedule I controlled substance.

Count	Date
15	July 2, 2013
16	August 15, 2013
17	September 26, 2013

All in violation of Title 21, United States Code, Sections 841(a) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT EIGHTEEN
**(Use and Carrying of a Firearm in Furtherance of a
Drug Trafficking Crime)**
(Defendant Mack)

From on or about October 3, 2013, through on or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendant

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, specifically the conspiracy to distribute, and possess with intent to distribute, heroin charged in Count Fourteen of this Third Superseding Indictment, did knowingly use and carry a firearm, and, in furtherance of that crime, did possess a firearm.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i), and Title 18, United States Code, Section 2.

COUNT NINETEEN
**(Use and Carrying of a Firearm in Furtherance of a Drug-Trafficking
Crime and a Crime of Violence)**
(Defendant Batts)

On or about November 10, 2013, in Essex County, in the District
of New Jersey, and elsewhere, defendant

COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

during and in relation to a drug trafficking crime for which he may be
prosecuted in a court of the United States, specifically the conspiracy to
distribute, and possess with intent to distribute, heroin charged in Count
Fourteen of this Third Superseding Indictment, and during and in relation to a
crime of violence for which he may be prosecuted in a court of the United
States, specifically, the racketeering conspiracy charged in Count One of this
Third Superseding Indictment, did knowingly use and carry a firearm, and, in
furtherance of those crimes, did possess a firearm, namely, a Colt .45 caliber
firearm, bearing serial number 39322-LW.

In violation of Title 18, United States Code, Section 924(c)(1)(A)(i),
and Title 18, United States Code, Section 2.

COUNT TWENTY
(Conspiracy to Distribute Crack-Cocaine)
(Defendants Vanderhall, Concepcion, Hamilton, Clark,
Washington, and Gutierrez)

From in or about March 2013 through in or about May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

HAKEEM VANDERHALL,
a/k/a "Keem,"
a/k/a "Sugar Bear,"
ERIC CONCEPCION,
a/k/a "Eddie Arroyo,"
a/k/a "E-Wax,"
a/k/a "Wax,"
JAMAR HAMILTON,
a/k/a "Gunner,"
a/k/a "Jamaal A. Hamilton,"
TYQUAN CLARK,
a/k/a "Tah,"
RASHAN WASHINGTON,
a/k/a "Shoota," and
JAMES S. GUTIERREZ,
a/k/a "Bad News,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, 280 grams or more of a mixture and substance containing a detectable amount of crack-cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A).

In violation of Title 21, United States Code, Section 846.

COUNT TWENTY-ONE
(Continuing Criminal Enterprise)
(Defendants Vanderhall, Concepcion, Hamilton, Clark, and Washington)

From in or around May 2013 through in or around May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

HAKEEM VANDERHALL,
a/k/a "Keem,"
a/k/a "Sugar Bear,"
ERIC CONCEPCION,
a/k/a "Eddie Arroyo,"
a/k/a "E-Wax,"
a/k/a "Wax,"
JAMAR HAMILTON,
a/k/a "Gunner,"
a/k/a "Jamaal A. Hamilton,"
TYQUAN CLARK,
a/k/a "Tah," and
RASHAN WASHINGTON,
a/k/a "Shoota,"

did knowingly and intentionally engage in a continuing criminal enterprise in that each defendant knowingly and intentionally violated Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), 841(b)(1)(B), and 843(b), which violations include, but are not limited to, the substantive violations alleged in Count One of this Third Superseding Indictment, including Overt Acts 28(nn) through 28(zz), and in Count Twenty of this Third Superseding Indictment, which Counts and Overt Acts are realleged and incorporated by reference as though fully set forth in this Count, and which violations were part of a continuing series of violations of the Controlled Substances Act, Title 21, United States Code, Section 801 *et seq.*, undertaken by the defendants in concert with at least five other persons with respect to whom the defendants

occupied positions of organizer, supervisor, and any position of management, and from which such continuing series of violations the defendants obtained substantial income and resources.

All in violation of Title 21, United States Code, Sections 848(a) and 848(c).

COUNT TWENTY-TWO
(Conspiracy to Distribute Heroin)
(Defendants Carnegie and Singleton)

From in or about July 2013 through in or about May 2015, in Essex County, in the District of New Jersey, and elsewhere, defendants,

AHMED SINGLETON,
a/k/a "Gangsta Moo,"
a/k/a "Gangsta,"
a/k/a "Mooshie," and
JUSTIN CARNEGIE,
a/k/a "Dew Hi,"
a/k/a "Dew,"
a/k/a "D,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A).

In violation of Title 21, United States Code, Section 846.

COUNT TWENTY-THREE
(Conspiracy to Distribute Heroin)
(Defendants Cureton, Stafford, and Grimsley)

From in or about November 2013, through in or about May 2015,
in Essex County, in the District of New Jersey, and elsewhere, defendants,

HANEE CURETON,
a/k/a "City,"
KHALIL STAFFORD,
a/k/a "Stod,"
a/k/a "Homicide," and
LATEEF GRIMSLEY,
a/k/a "Bird,"

did knowingly and intentionally conspire and agree with each other and others to distribute, and to possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, contrary to Title 21, United States Code, Sections 841(a) and (b)(1)(A).

In violation of Title 21, United States Code, Section 846.

COUNT TWENTY-FOUR
(Distribution, and Possession with
Intent to Distribute, Heroin)
(Defendant Stafford)

From in or about November 2013, through in or about September 2014, in Essex County, in the District of New Jersey, and elsewhere, defendant

KHALIL STAFFORD,
a/k/a "Stod,"
a/k/a "Homicide,"

did knowingly and intentionally distribute, and possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a) and (b)(1)(A), and Title 18, United States Code, Section 2.

COUNT TWENTY-FIVE
(Distribution, and Possession with
Intent to Distribute, Heroin)
(Defendant Cureton)

From in or about November 2013, through in or about September 2014, in Essex County, in the District of New Jersey, and elsewhere, defendant

HANEE CURETON,
a/k/a "City,"

did knowingly and intentionally distribute, and possess with intent to distribute, one kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a) and (b)(1)(A), and Title 18, United States Code, Section 2.

COUNT TWENTY-SIX
(Felon in Possession of a Firearm)
(Defendant Mack)

From on or about October 3, 2013, through on or about October 7, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendant

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Essex County, did knowingly possess in and affecting commerce a firearm, namely, a Ruger Model P95DC 9mm semi-automatic pistol, bearing serial number 311-70017.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT TWENTY-SEVEN
(Felon in Possession of a Firearm)
(Defendant Batts)

On or about November 10, 2013, in Essex County, in the District of New Jersey, and elsewhere, defendant

COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

having been convicted of a crime punishable by imprisonment for a term exceeding one year in the Superior Court of New Jersey, Essex County, did knowingly possess in and affecting commerce a firearm, namely, a Colt .45 caliber firearm, bearing serial number 39322-LW.

In violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION
(Defendant Mack)

1. The allegations contained in Counts One through Thirteen, Count Eighteen, and Count Twenty-Six of this Third Superseding Indictment are incorporated by reference as though set forth in full herein for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. Upon conviction of an offense set forth in Counts One through Thirteen, Count Eighteen, and Count Twenty-Six of this Third Superseding Indictment, defendant

KWASI MACK,
a/k/a "Welchs,"
a/k/a "The Prince,"
a/k/a "Mini Me,"

shall forfeit to the United States any firearms and ammunition involved in and used in the commission of that offense, including the following: a Ruger Model P95DC 9mm semi-automatic pistol, bearing serial number 311-70017.

All pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

FORFEITURE ALLEGATION
(Defendant Batts)

1. The allegations contained in Counts One through Thirteen, Count Nineteen, and Count Twenty-Seven of this Third Superseding Indictment are incorporated by reference as though set forth in full herein for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c).

2. Upon conviction of an offense in set forth in Counts One through Thirteen, Count Nineteen, and Count Twenty-Seven of this Third Superseding Indictment, defendant


COREY BATTS,
a/k/a "C-Murder,"
a/k/a "Cee,"

shall forfeit to the United States any firearms and ammunition involved in and used in the commission of that offense, including the following: a Colt .45 caliber firearm, bearing serial number 39322-LW.

All pursuant to Title 18, United States Code, Section 924(d)(1) and
Title 28, United States Code, Section 2461(c).

A TRUE BILL

Foreperson



PAUL J. FISHMAN
United States Attorney

CASE NUMBER: 14-220

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

KWASI MACK et al.

THIRD SUPERSEDING INDICTMENT FOR

18 U.S.C. §§ 922(g)(1), 924(c)(1)(A), 924(o)
1959(a), 1962(d), and 2;
21 U.S.C. §§ 841, 846, and 848

A True Bill,

Foreperson

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(Ed. 1/97)