

AFFIDAVIT

I, Colin Woods, being first duly sworn, hereby depose and state as follows:

I. INTRODUCTION

Agent Background

1. I am a Special Agent of the Federal Bureau of Investigation (FBI), United States Department of Justice. I have authority to enforce the criminal laws of the United States and to make arrests. I have been an FBI Special Agent since 2006. I am currently assigned to the Providence, Rhode Island (RI), Resident Agency (RA) of the FBI, specifically the RI Safe Streets Task Force (SSTF). I have been assigned to the Providence RA since March of 2010. Prior to transferring to the Providence RA, I was assigned to the Norfolk, Virginia division of the FBI. Before entering duty as a Special Agent, I served as a Captain in the U.S. Army. I am a "federal law enforcement officer" within the meaning of Federal Rule of Criminal Procedure 41(a)(2)(C), that is, a government agent engaged in enforcing the criminal laws and duly authorized by the Attorney General to request a search warrant.

2. During my tenure as a Special Agent, I have been responsible for more than 100 illicit drug, gang, firearms and violent crime related investigations, resulting in the criminal convictions of more than 125 individuals. I have been the affiant on more than 250 arrest, search, cellular telephone, and Global Positioning Satellite (GPS) tracking warrants and on numerous wiretap applications. I have conducted extensive physical and wire surveillance, participated in hundreds of search warrants, and more than 300 controlled narcotic and firearm purchases. I have reviewed and listened to

thousands of taped drug conversations, and analyzed dozens of drug ledgers maintained by traffickers. I have also interviewed numerous users and distributors of illicit drugs. Therefore, I am thoroughly familiar with the manner in which illegal drugs are imported and distributed, the method of payment for drugs, and the efforts of persons involved in drug trafficking activity to avoid detection by law enforcement, as well as methods used to finance drug transactions and launder drug proceeds. In the same way, I am thoroughly familiar with the vernacular of the drug trade, common codes and jargon.

3. Additionally, based on my training and experience and my participation in other controlled substance investigations, I know that it is common for drug dealers to: "front" (provide on consignment) controlled substances to their customers; conceal contraband, the proceeds of drug sales, and store drugs and cash in remote locations sometimes referred to as "stash houses;" maintain records of drug transactions; and use cellular telephones to facilitate their drug distribution operations. I also know that drug trafficking is an illicit business and an ongoing process requiring the development, use and protection of a communication network to facilitate daily drug distribution. Drug dealers use various methods to thwart law enforcement detection, including frequently changing cellular phones and vehicles, using various aliases, and using coded communications. Based on my experience in drug investigations, I know that drug traffickers frequently refer to illicit drugs in guarded conversations and frequently use code words when referring to controlled substances or money.

4. Based upon my training and experience and my participation in this investigation, I know that:

a. Drug traffickers often place assets, including apartments, houses, vehicles, and telephones, in names other than their own to avoid detection of these assets by government agencies. Although these assets are held in other names, the drug dealers actually own or use these assets and exercise dominion and control over them. Records relating to these assets are frequently found in their residences and other locations controlled by them.

b. Persons involved in drug trafficking conceal in their vehicles, residences, and businesses; controlled substances, large amounts of currency, financial instruments, precious metals, jewelry, and other items of value, and/or proceeds of drug transactions, and evidence of financial transactions relating to obtaining, transferring secreting, or spending money made from engaging in narcotic trafficking activities. Money, tangible property and records relating to these assets are frequently found in their residences and other locations controlled by them.

c. Drug traffickers often carry, on their person or maintained in secure locations, weapons to protect themselves and their controlled substances from theft by other users, traffickers, or criminals, and from seizure by law enforcement agencies. Drug traffickers store these weapons in their residences, vehicles, and/or businesses and stash houses, or other locations controlled by them.

- d. Drug traffickers commonly maintain addresses or telephone numbers in books, papers, computers, cellular telephones and other electronic data storage devices, and other information that reveals the names, addresses, and/or telephone numbers for their associates in the drug trafficking organization, even if that information may be in code. Records and electronic devices of this sort are also frequently found on the persons of drug traffickers or in their residences, motor vehicles, and other locations controlled by them.
- e. Drug traffickers frequently take, or cause to be taken, photographs and/or videos of themselves, their associates, or their property. Records in the form of photographs and/or videos are often found in the residences, offices, or other places under the control of drug traffickers, and provide valuable evidence of conspiratorial relationships. Records of this type are sometimes in hard copy are but increasingly found stored on computers, cellular telephones, thumb drives, and other items possessing the capability of storing electronic data.
- f. Drug traffickers often keep equipment and materials for packaging, cutting, weighing, manufacturing, and distributing controlled substances in their homes, stash houses or other locations controlled by them. That drug paraphernalia often includes, but is not limited to, scales, plastic wrap, plastic bags, surgical gloves, presses, and cutting agents as well as aromatic substances such as soap, dryer sheets, wood shavings, and heat sealers all of which are used to mask the odor of illegal drugs in an attempt to avoid detection by drug

detection dogs. Large-scale drug traffickers sometimes use money-counting machines to help count and sort the proceeds of drug trafficking.

g. Drug traffickers commonly consign controlled substances to their clients and couriers. They frequently maintain books, records, receipts, notes, ledgers, airline tickets, money orders, and other papers relating to the transportation, ordering, sale, and distribution of controlled substances. Records of this type are kept in locations where traffickers have ready access to them, including on their person or in their residences, stash houses, vehicles, businesses, smart telephones, tablets, personal computers and other electronic data storage devices. Drug traffickers also maintain these items and records for long periods of time regardless of whether their value to the drug dealer has diminished. Oftentimes, this type of evidence is generated, maintained, and then forgotten about. Thus, documents that one would think a prudent person would destroy because of their incriminatory nature are still possessed months or even years after the documents came into the possession of the drug dealer. Oftentimes, these individuals do not even realize the incriminatory nature of the documents they keep. Documentary evidence dating back years is sometimes found in residences and other locations controlled by traffickers.

h. Persons who reside in or who are using a particular residence will often have documents, bills, and correspondence which list their names and addresses in that residence. Documents such as personal telephone books, address books, utility company receipts, keys, personal letters, rent receipts, mortgage

documents, clothing and other articles of personal property would tend to establish residency at a particular location and provide valuable evidence concerning ownership and control over areas in which drugs or other incriminating evidence are found. Records and documents of this type may also be found in hard copy or stored electronically on computers, mobile telephones, and other media that store data electronically.

5. The facts in this affidavit come from my personal observations, my training and experience, and information reliably obtained from other agents and a Confidential Human Source (CHS) of proven reliability.

Purpose

6. I submit this affidavit in support of arrest warrants for:

a. Rafael Ferrer (**FERRER**) who was born in the year 1980 and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with conspiracy to distribute fentanyl and distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(A) and 846.¹

b. Onis Marte (**MARTE**) who was born in the year 1996 and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with conspiracy to distribute fentanyl and distribution of fentanyl well as being a felon in possession of a firearm. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B), 846 and 18 U.S.C. § 922 (g)(1).

¹ I will generally refer to the subjects of this investigation by last name in bolded capital letters. However, three subjects -- Rafael, Najaha and Maria Ferrer, share a common surname. In order to avoid confusion, I will refer to Rafael Ferrer as FERRER, Najaha Ferrer as NAJAHHA, and Maria Ferrer as MARIA.

c. Carlos Jojamis Gonzalez Nevarez (**GONZALEZ NEVAREZ**) who was born in the year 1994 and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with conspiracy to distribute fentanyl, distribution of fentanyl and distribution of cocaine. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B) and 846.

d. Pedro Hernandez (**HERNANDEZ**) who was born in the year 1982 and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with conspiracy to distribute cocaine base and distribution of cocaine base. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B) and 846.

e. Andre Monroe (**MONROE**) who was born in the year 1998 and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with conspiracy to distribute fentanyl and distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B) and 846.

f. Hector Rivera (**RIVERA**) who was born in the year 1979 and whose last known address was in Central Falls, RI, along with a Criminal Complaint charging him with conspiracy to distribute fentanyl and distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B) and 846.

g. Najaha Ferrer (**NAJAHA**) who was born in the year 1995 and whose last known address was in Providence, RI, along with a Criminal Complaint charging her with distribution of fentanyl, conspiracy to distribute

fentanyl and aiding and abetting the distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B), 846 and 18 U.S.C. § 2.

h. Maria Ferrer (MARIA) who was born in the year 1971 and whose last known address was in Providence, RI, along with a Criminal Complaint charging her with distribution of fentanyl, conspiracy to distribute fentanyl and aiding and abetting the distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B), 846 and 18 U.S.C. § 2.

i. Tamika Claybon (CLAYBON) who was born in the year 1980 and whose last known address was in Providence, RI, along with a Criminal Complaint charging her with conspiracy to distribute fentanyl and aiding and abetting the distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(C), 846 and 18 U.S.C. § 2.

j. Michelle Chase (CHASE) who was born in the year 1977 and whose last known address was in Providence, RI, along with a Criminal Complaint charging her with conspiracy to distribute fentanyl and aiding and abetting the distribution of fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(C), 846 and 18 U.S.C. § 2.

k. John Doe, known only as "Jr." (**JR.**), who is described as a young Dominican male, short, skinny with an afro style haircut, approximately 18- 25 years of age, and whose last known address was in Providence, RI, along with a Criminal Complaint charging him with distribution of fentanyl, conspiracy to distribute fentanyl. All in violation of 21 U.S.C. §§ 841 (a)(1), (b)(1)(B) and 846.

7. This affidavit is also submitted in support of Applications for Search Warrants for the following properties, their common areas and appurtenances for the evidence discussed in this affidavit and listed in Attachments B through H:

a. **FERRER's** and **CLAYBON's** residence located at 43 Linwood Avenue, 3rd floor, Providence, RI as more fully described in this affidavit and in Attachment B;

b. **MARTE's** and **CHASE's** residence located at 22 Rosedale Street, Providence, RI as more fully described in this affidavit and in Attachment C;

c. **JR.'s** residence located at 19/21 Rosedale St., 2nd floor, Providence, RI as more fully described in this affidavit and in Attachment D;

d. **HERNANDEZ's** residence located at 41 Homestead Avenue, 2nd floor, Providence, RI as more fully described in this affidavit and in Attachment E;

e. **DISLA's** residence, used as a stash house, located at 746/748 Douglas Avenue, 3rd floor, Providence, RI as more fully described in this affidavit and in Attachment F;

f. **GONZALEZ NEVAREZ's** residence located at 134 Jewett Street, Apartment 3, 3rd floor, Providence, RI as more fully described in this affidavit and in Attachment G;

and

g. **NAJAHA's** and **MARIA's** residence located at 64 Leander Street, Providence, RI as more fully described in this affidavit and in Attachment H.

II. PROBABLE CAUSE

Introduction

8. The United States government, including the Federal Bureau of Investigation (FBI) Safe Streets Task Force (SSTF) and the Drug Enforcement Administration (DEA), have been investigating **FERRER, MARTE, GONZALEZ NEVAREZ, HERNANDEZ, MONROE, RIVERA, NAJAHA, MARIA, CLAYBON, CHASE and JR.** (collectively the target offenders) for drug trafficking. Over the course of this investigation, as outlined in this affidavit, each of the target offenders sold or participated in the sale of controlled substances (fentanyl, cocaine base and cocaine).

9. In the course of this investigation, I have used a proven and reliable FBI-SSTF Confidential Human Source (CHS).² The CHS has been convicted of felony offenses. However, since completing his sentence, he has cooperated in a number investigations resulting in the seizure of controlled substances, drug proceeds and other evidence of drug trafficking, as well as the arrests and convictions of drug dealers. I am not aware of any instance in which the CHS provided false or misleading information in an investigation since he began cooperating with law enforcement.

10. This investigation began in June of 2019, when the CHS reported that to me that he was able to purchase controlled substances from **RIVERA**. **RIVERA** told the CHS that he could acquire large quantities of heroin, fentanyl, crack cocaine and cocaine. Over the course of this investigation, it was determined that **RIVERA** was a

² The CHS has not requested anonymity and is available to testify, nevertheless I will refer to the CHS only as the CHS and use masculine pronouns regardless of the actual gender of the CHS to protect his identity from unnecessary disclosure.

drug broker and that his principle source of supply was **FERRER**. **FERRER** used the other target offenders in various ways, as detailed in this affidavit, to assist him in the distribution of drugs.

11. Over the course of this investigation, the CHS participated in numerous undercover operations known as "controlled buys." The CHS arranged the drug deals (and one purchase of a firearm) by cellular telephone. On each occasion, the CHS made the contact by cellphone in my presence or that of another law enforcement officer. The conversations or texts were overheard or seen and recorded. When a controlled buy was made, law enforcement investigators checked the CHS for contraband prior to the transaction to be sure that the CHS was not already in possession of any fentanyl, pills containing fentanyl, cocaine, crack cocaine, firearms, or additional cash. The CHS never was. The CHS was supplied with only enough money for the purchase of the amount of drugs or the firearm that had been ordered. In addition, the CHS was equipped with an audio and video recorder for all controlled buys and payments in which he participated. The CHS was followed to the transaction site by surveillance officers and surveillance was maintained near the drug or gun deal. Following the transaction, the CHS was followed to a predetermined location where the CHS turned over the evidence to me or another law enforcement officer working on this investigation. In each case, the CHS was debriefed. Where applicable, the audio and video recording devices were retrieved and reviewed. Additionally, a field test was performed on the drugs that had been purchased. In each case, except for one, the field tests returned a

positive indication for the presumptive presence of the drug purportedly purchased.³ The controlled substances acquired by the CHS were also weighed. The “gross weight” of the drugs reported in this affidavit refers to the weight of the controlled substance and the materials in which they were packaged at the time of purchase. All the controlled substances were sent for laboratory testing. If available, I provide the results with a net weight of the drug actually acquired. Whenever I use the term “controlled buy” in this affidavit, this was the procedure that we followed.

12. The CHS made controlled drug buys from **FERRER, MARTE, GONZALEZ NEVAREZ, HERNANDEZ, MONROE, RIVERA, NAJAH, and JR. MARIA, CLAYBON, and CHASE** knowingly and intentionally participated in some of those drug deals. He also made a controlled buy of a handgun from **MARTE**. This chart summarizes the undercover activities:

Date	Person/Phone Number Contacted	Fentanyl	Fentanyl Pills	Crack Cocaine	Cocaine	Amount	Delivered by:	Location of Delivery
6/19/2019	RIVERA (401) 696-4340	52				\$3,000.00	RIVERA FERRER MONROE MARIA & NAJAH	64 Leander St., Providence, RI
7/17/2019	RIVERA (401) 696-4340	27.8				\$1,800.00	RIVERA & FERRER	116 Liberty St., Central Falls, RI
7/24/2019	RIVERA (401) 696-4340	52.9				\$3,000.00	RIVERA FERRER MONROE MARIA & NAJAH	64 Leander St., Providence, RI
7/24/2019 & 7/25/2019	FERRER (401) 286-5346	11.2				\$550.00	FERRER	Harris Ave., Cranston, RI

³ In one instance, the controlled substance that was purported to be fentanyl and that field tested positive for fentanyl was later determined to be cocaine by laboratory testing.

Date	Person/Phone Number Contacted	Fentanyl	Fentanyl Pills	Crack Cocaine	Cocaine	Amount	Delivered by:	Location of Delivery
8/1/2019	FERRER (401) 545-5141	29.9				\$1,650.00	FERRER	Family Dollar, 320 Dexter St., Providence, RI
8/13/2019	FERRER (401) 545-5141	31.2				\$1,650.00	FERRER	Millard St., Providence, RI
8/22/2019	FERRER (401) 545-5141	101.2				\$5,500.00	FERRER	1055/1057 Eddy St., Providence, RI
8/29/2019	FERRER (401) 410-7095	10.3				\$500.00	MARTE	22 Rosedale St., Providence, RI
9/4/2019	MARTE (603) 333-4405		29.9 (250 Oxy)			\$1,750.00	MARTE	22 Rosedale St., Providence, RI
9/9/2019	MARTE (401) 699-2157 & FERRER (401) 410-7095		42.8 (360 Oxy)			\$2,500.00	MARTE & FERRER	22 Rosedale St., Providence, RI
9/16/2019	MARTE (401) 699-2157	S&W .38 Revolver	S&W .38 Revolver	S&W.38 Revolver	S&W .38 Revolver	\$350.00	MARTE	194 River Ave., Providence, RI
9/23/2019	GONZALEZ NEVAREZ (401) 442-7858				50.8	\$2,200.00	GONZALEZ	Dollar Tree, 395 Admiral St., Providence, RI
10/2/2019	FERRER (401) 636-3562	21.7				\$1,100.00	MARTE & JR.	22 Rosedale St., Providence, RI
10/3/2019	GONZALEZ NEVAREZ (401) 442-7858	52.3				\$2,850.00	GONZALEZ NEVAREZ	Dollar Tree, 395 Admiral St., Providence, RI
10/9/2019	GONZALEZ NEVAREZ (401) 442-7858	26.3				\$1,500.00	GONZALEZ NEVAREZ	Dollar Tree, 395 Admiral St., Providence, RI
10/10/2019	FERRER (401) 636-3562	20.7				\$1,100.00	FERRER & JR.	1055/1057 Eddy St., Providence, RI
10/16/2019	HERNANDEZ (401) 204-5106			30.9		\$1,350.00	HERNANDEZ	41 Homestead Providence, RI
10/22/2019	FERRER & JR. (401) 636-3562	11.2				\$550.00	FERRER	1055/1057 Eddy St., Providence, RI
10/23/2019	HERNANDEZ (401) 204-5106			36.1		\$1,575.00	HERNANDEZ	41 Homestead Providence, RI
10/25/2019	JR. (401) 632-9319	5.1				\$275.00	JR.	Behind 19 Rosedale St., Providence, RI
10/29/2019	GONZALEZ NEVAREZ (401) 442-7858	25.2				\$1,425.00	GONZALEZ NEVAREZ	Dollar Tree, 395 Admiral St., Providence, RI

Date	Person/Phone Number Contacted	Fentanyl	Fentanyl Pills	Crack Cocaine	Cocaine	Amount	Delivered by:	Location of Delivery
10/30/2019	FERRER	11.2				\$550.00	FERRER & CLAYBON	1055/1057 Eddy St., Providence, RI
11/5/2019	FERRER (401) 548-9607	11				\$550.00	FERRER	Outside of 43 Linwood Ave. Providence, RI
11/8/2019	NAJAHA (401) 543-9475	7.1				\$300	NAJAHA	64 Leander St. Providence, RI
11/12/19	GONZALEZ NEVAREZ (401) 442-7858	25.2				\$1425	GONZALEZ NEVAREZ	Outside of Family Dollar, 541 Smith St., Providence, RI
		533.5	72.7	67	50.8	\$39,000		

The Target Offenders

13. **FERRER** has a criminal history significant for drug trafficking and firearms offenses. He is currently on state probation with a 12 year suspended sentence remaining in P2-2011-0105AG.

- RI (P2-2011-0105AG) (1) carrying a pistol without a license and (2) possession of a firearm after being convicted of a crime of violence for which he was sentenced to (1) 10 years to serve and (2) 8 years to serve consecutive to (1) on 1/12/2012. Defendant was also sentenced as a habitual offender to 20 years with 8 years to serve, the remainder suspended with probation.
- RI (P2-2003-2716A) possession of a controlled substance 2nd offense for which he was sentenced to 6 years, 9 months to serve on 10/27/2003.
- RI (P2-2002-0625A) manufacturing/delivery/possession with intent to deliver a controlled substance for which he was sentenced to 9 years, 15 months to serve, 93 months suspended sentence; violation of probation, 54 months to serve on 12/13/05; violation of probation 39 month to serve 12/6/2010.

- RI (P2-2000-2618AG) (1) possession of a pistol without a license and (2) receiving stolen goods for which he was sentenced to 7 years, 6 months to serve on 10/3/2000; violation of probation 78 months to serve concurrent with the sentence in P2-2011-0105AG.
- RI (P2-2000-2088A) possession of a controlled substance for which he was sentenced to 3 years, 6 months to serve on 10/3/2000; violation of probation suspension removed on 9/11/2003.

14. **RIVERA** has a criminal history significant for drug, weapons and property offenses. He is currently on state probation with an 18 month suspended sentence remaining in P2-2009-3126A.

- RI (P2-2009-3126A) breaking and entering for which he was sentenced to 10 years with 30 months to serve on 8/18/2010; violation of probation 6 years to serve on 4/5/2013.
- RI (P2-2007-1370A) breaking and entering for which he was sentenced to 10 years with 3 years to serve on 4/13/2007; violation of probation 2 years to serve on 1/13/2010.
- RI (P2-2007-1346A) breaking and entering for which he was sentenced to 10 years with 3 years to serve on 4/13/2007; violation of probation 2 years to serve on 1/13/2010.
- RI (61-2006-09283) possession of a weapon not a firearm for which he was sentenced to 1 year, 60 days to serve on 5/17/2006; violation of probation 5 months on 12/11/2006.
- RI (61-2004-16992) shoplifting for which he was sentenced to 1 year suspended with probation on 9/22/2004.
- RI (P2-2004-0556A) breaking and entering for which he was sentenced to 10 years with 18 months to serve with 102 months suspended sentence on 11/5/2004; violation of probation 2 years to serve on 1/13/2010; violation of probation 6 years to serve on 4/5/2013.

- RI (61-2003-20500) trespass for which he was sentenced to 1 year suspended with probation on 11/20/2003; violation of probation 6 months to serve on 11/14/2002.
- RI (61-2002-21086) shoplifting for which he was sentenced to 1 year suspended with probation on 11/14/2002; violation of probation 5 months to serve on 9/7/2004.
- RI (P2-2002-0250A) (1) possession of a controlled substance and (2) resisting arrest for which he was sentenced to (1) 2 years with four months to serve and (2) 1 year suspended with probation on 2/18/2002.
- RI (61-2001-23335) shoplifting for which he was sentenced to 1 year suspended with probation on 12/27/2001, violation of probation 5 months to serve on 11/14/2002.
- RI (61-2001-14713) shoplifting for which he was sentenced to 1 year suspended with probation on 8/7/2001; violation of probation 4 months to serve on 12/17/2001.
- RI (61-2001-12618) shoplifting for which he was sentenced to 1 year suspended with probation on 8/15/2001; violation of probation 4 months to serve on 12/17/2001.
- RI (61-2001-08193) shoplifting for which he was placed on 1 year of probation on 8/7/2001; violation of probation 4 months to serve on 12/17/2001.

15. **GONZALEZ NEVAREZ** has a criminal history significant for drug and

firearm offenses. He is currently on state probation with a 4 year suspended sentence

remaining in P2-2017-3073A and P2-2016-0013AG.

- RI (P2-2017-3073A) possession of a control substance for which he was sentenced to 3 years with 181 days to serve on 10/26/2017.
- RI (P2-2016-0013AG) (1) carrying a pistol without a license and (2) receiving stolen goods for which he was sentenced to (1) 5 years with one year to serve and (2) 1 year suspended with probation on 2/16/2016.

- RI (61-2016-00353) domestic assault for which he was sentenced to 1 year suspended with probation on 1/25/2016.
- RI (61-2015-07053) DUI for which he was sentenced to 1 year suspended sentence with probation and fined \$100 on 10/2/2015.
- RI (61-2014-12990) resisting arrest for which he was placed on one year of probation on 8/24/2015.

16. **MARTE** has a criminal history significant for four drug convictions and he is currently on state probation on all four cases with a 3 year suspended sentence outstanding.

- RI (P2-2018-2030A) possession of a controlled substance for which he was sentenced to 3 years with 3 months to serve the balance suspended on 7/11/2019.
- RI (P2-2-17-1184A) possession of a controlled substance for which he was sentenced to 3 years suspended sentence with probation on 1/22/2018.
- RI (P2-2016-1214A) delivery of a controlled substance for which he was sentenced to 3 years with 58 days to serve the balanced suspended on 12/12/2016.
- RI (P2-2016-1629A) possession of a controlled substance for which he was sentenced to 3 years suspended with probation on 12/12/2016.

17. **HERNANDEZ** has a criminal history significant for drug trafficking, with state and federal convictions, and for assaultive behavior. He is currently on state probation with a 4 year suspended sentence remaining in P2-2016-1662A.

- USA (1:06cr26) possession of cocaine base in violation of 21 U.S.C. §§ 841(a)(1) and felon in possession of a firearm in violation of 21 U.S.C. §§ 922(g)(1)(2) for which he was sentenced to 110 months to be followed by 3 years supervised release; 10/20/2011 sentenced reduced to time served followed by 3 years supervised release; 7/09/2013 violation of supervised release, 5 month imposed, followed by 12 months supervised release.

- RI (P2-2016-1662A) domestic violation of a no contact order 3rd offense for which he was sentenced to 5 years with 1 to serve the balance suspended sentence with probation on 2/20/2017.
- RI (61-2015-05712) simple assault domestic for which he was sentenced to 6 months suspended with probation on 8/25/2015; violation of probation 2 months to serve on 12/31/2015; violation of probation 60 days to serve 2/15/2016.
- RI (31-2013-10420) violation of a no contact order for which the defendant was sentenced to 1 year suspended with probation on 1/6/2014; violation of probation 45 days to serve on 11/25/2014.
- RI (P2-2003-0934A) assault with intent to commit specified felony for which he was sentenced to 5 years with 18 months to serve the balance suspended with probation on 2/20/2004.
- RI (P2-2002-2952A) possession of a controlled substance for which he was sentenced to 3 years with 1 year to serve the balance suspended with probation on 7/31/2003.
- RI (P2-2001-3223A) manufacturing, delivery, possession with intent for which he was sentenced to 5 years with 5 months to serve with 55 months suspended sentence with probation on 1/17/2002.
- RI (61-2001-06918) possession of marijuana for which he was sentenced to 1 year suspended with probation on 4/12/2001; violation of probation 5 months to serve on 9/13/2001.
- RI (61-2001-06444) possession of marijuana for which he was sentenced to one year probation on 4/6/2000; violation of probation converted to 1 year suspended sentence on 4/12/2001; violation of probation 5 months to serve on 9/13/2001.
- RI (61-2001-05057) driving on a suspended license or which he was sentenced to 5 months to serve on 9/13/2001.

18. **MONROE** has a criminal history significant for drug trafficking and obstructing a police officer. He was sentenced in an unrelated state drug trafficking

case after his last delivery in this investigation and is currently serving a 9-month prison sentence imposed on August 15, 2019 in P2-2019-0105AG.

- RI (P2-2019-0105AG) manufacture, delivery, possession with intent to deliver for which he was sentenced to 8 years with 9 months to serve with 87 months suspended with probation on 8/15/2019).
- RI (P2-2009-2381A) 2 counts of manufacture, delivery, possession with intent to deliver for which he was sentenced to 8 years with 45 days to serve, 3042 days suspended sentence with probation.
- RI (61-2008-03895) obstruction of a police officer for which he was placed on 1 year of probation on 3/17/2008.

19. **CHASE**

- RI (61-2015-09518) Operating on a suspended license for which she was sentenced to 1 year of probation on 9/15/2015.
- (NH) charged and convicted of disobeying police 5/11/2005, sentence unavailable as of the writing of this affidavit.
- (NH) charged and convicted of shoplifting 11/14/2001, sentence unavailable as of the writing of this affidavit.
- (NH) driving on a suspended license 12/5/2006, sentence unavailable as of the writing of this affidavit.

20. **CLAYBON** has one drug possession conviction and is currently on bail

for felony domestic assault in P2-2019-5494ADV.

- RI (P2-2019-5494ADV) pending charges of felony assault domestic.
- RI (P2-2008-0529A) possession of a controlled substance for which she was placed on 18 months of probation on 4/9/2008.

21. **MARIA** has one prior drug conviction in New Jersey.

- NJ (NJ2C35-5A1B2) possession of cocaine for which she was sentenced to 5 years confinement on 9/20/1991.

22. **NAJAHA** has no known criminal history.

The Property to be Searched

43 Linwood Avenue, 3rd floor, Providence, RI

23. **FERRER** and **CLAYBON** moved from 1055/57 Eddy Street, Providence, RI to the 43 Linwood Avenue, 3rd floor during the weekend of November 2-3, 2019. When **FERRER** and **CLAYBON** lived at 1055/57 Eddy Street, 2nd floor, it was the site of four drug deals. Controlled buys were conducted at this address on August 22, 2019, October 10, 2019, October 22, 2019, and October 30, 2019. It was also a location where drugs were stored, weighed, packaged, and where money was collected. On November 5, 2019, a controlled buy was conducted in front of the house at 43 Linwood Avenue, Providence, RI where **FERRER** came down his driveway from the rear of the house and met the CHS. Based on **FERRER**'s practice of dealing narcotics out of his home, and the facts of the November 5, 2019 delivery, it is believed that this new location is also a location where drugs are stored, weighed, packaged, and where money is collected.

22 Rosedale Street, Providence, RI

24. **MARTE** and **CHASE**, reside at this address. It was the site of five controlled buys. Those drug transactions happened on August 29 and 31, 2019, September 4 and 9, 2019, and October 2, 2019. It was also a place where drugs were commonly available, packaged, weighed, and where money was collected. Throughout

the investigation, the CHS observed that a steady stream of customers came to this house to purchase drugs.

64 Leander Street, Providence, RI

25. NAJAHHA and MARIA live here. Controlled buys were conducted at this address on June 19, 2019, July 24, 2019 and November 8, 2019. It was a location where drugs were available, weighed, packaged, and where money was collected. A steady stream of customers came to this house to buy drugs.

19/21 Rosedale Street, Second Floor, Providence, RI

26. The subject known as **JR.** resides in this apartment. One controlled buy occurred here. Drugs delivered in controlled buys made at 22 Rosedale Street on September 4, 2019, September 9, 2019, and October 2, 2019 appeared to have been stored at this location and in a motor vehicle parked at this address. **MARTE** said that he uses this location as a stash house, storing drugs with **JR.**

41 Homestead Avenue, Apt. 2, Second Floor, Providence, RI

27. **HERNANDEZ's** residence was the site of two controlled buys occurring on October 16, 2019, and October 23, 2019. One of the deliveries took place in the 2nd floor apartment. The latter took place in the hallway leading to the second floor.

746/748 Douglas Avenue, 3rd floor, Providence, RI

28. The residence of Richard Rivera Disla, serves as a drug stash house for **GONZALEZ NEVAREZ.** He left from or stopped at this site before delivering drugs at a Dollar Tree store on four controlled buys that occurred on September 23, 2019, October 3, 9, and 29, 2019, and on November 12, 2019.

134 Jewett Street, 3rd floor, Providence, RI

29. **GONZALEZ NEVAREZ** appears to live at this location and most often spends the overnight hours there. Although no drug deliveries have taken place at this location, based on my training and experience, I believe that evidence of drug dealing including, but not limited to controlled substances, cell phones, and drug ledgers will be located at this residence.

Investigative Chronology

Controlled Buy on June 19, 2019

30. On June 19, 2019, the SSTF made a controlled buy of 50 grams of fentanyl from **RIVERA** for \$3,000. The CHS contacted **RIVERA** at telephone number (401) 696-4340 to place the order. CHS and **RIVERA** went together to the drug deal at 62/64 Leander St., Providence, RI (64 Leander) in a vehicle operated by the CHS. The CHS and **RIVERA** met and followed **FERRER** to 64 Leander. The CHS, **FERRER** and **RIVERA** entered the apartment designated #64 by walking up the driveway to the left side of the building and entering through the door on the left side of the house. Many people were present in the home. A heavy set male later identified as **MONROE**, a female with red hair later identified as **NAJAHA**, a female later identified as **MARIA**, an unidentified male (UNSUB), and other unidentified people were all present in addition to **FERRER** and **RIVERA**. The UNSUB and **NAJAHA** used a digital scale to weigh and bag the fentanyl for the CHS to purchase. The UNSUB and **NAJAHA** supplied the CHS with two bags of fentanyl they had prepared. The CHS provided the money to **FERRER** who counted it and then provided it to **MONROE**, **NAJAHA**, and

the UNSUB to re-count. The two bags field tested positive with a gross weight of approximately 52g. The presumptive fentanyl was sent to the Rhode Island Department of Health Division of Laboratories, Forensic Drug Chemistry section in Providence (hereinafter "the lab") for confirmatory testing. One bag contained 24.62g of fentanyl. The second bag held 24.97g of fentanyl for a total net weight from both bags of 49.59g.

31. **RIVERA** was already well known to the CHS. He was able to positively identify **RIVERA, FERRER, MONROE, NAJAH, and MARIA** from photographs. **RIVERA, FERRER** and **MONROE** were identified from RI Department of Corrections photographs. The CHS identified **NAJAH** and **MARIA** through their RI driver's license photographs. Electric service for 64 Leander is in the name of **NAJAH FERRER**.

Controlled Buy on July 17, 2019

32. On July 17, 2019, the SSTF made a controlled buy of 30 grams of fentanyl from **RIVERA** and **FERRER** for \$1,800. The CHS contacted **RIVERA** on (401) 696-4340 to place the order. **RIVERA** told the CHS that the price was \$1800 and explained that \$200 was his fee and \$1600 was for **FERRER**. The CHS went to **RIVERA's** residence at 116 Liberty Street, Central Falls, RI to complete the drug deal. **FERRER** delivered the fentanyl directly to him there. **FERRER** collected \$1,600 from the CHS and **RIVERA** kept \$200 for arranging the deal. The substance field tested positive for fentanyl with a gross weight of approximately 27.8g (the order was for 30g).

Events of July 24 - 25, 2019

33. On July 24, 2019, the SSTF made a controlled buy of 50 grams of fentanyl from **RIVERA** and **FERRER** for \$3,000. The CHS contacted **RIVERA** on (401) 696-4340 to place the order and reminded him that the July 17, 2019 delivery was short by three grams. The CHS and **RIVERA** went together to 64 Leander St. in Providence. **MONROE, NAJAHA, MARIA**, and others were there. The CHS and **RIVERA** were present when **NAJAHA** tried to call to **FERRER**. **NAJAHA** told the CHS and **RIVERA** that **FERRER** was not picking up the phone. **MARIA**, (who had also been neutrally present during the June 19th controlled buy) provided the CHS with a small bag of powder that was presented as the 3g of fentanyl owed to the CHS. After waiting for some time for **FERRER** to arrive with the fentanyl, the CHS and **RIVERA** left to go to a nearby store. When the CHS and **RIVERA** returned **MONROE** had the fentanyl for the CHS. The CHS provided **MONROE** with \$2700 and gave \$300 to **RIVERA** for brokering the deal. In turn, **MONROE** counted the money and then handed it to **NAJAHA**. The fentanyl field tested positive. The gross weight of the larger bags was 49.3g. The gross weight of the smaller bag was 3.6g. The presumptive fentanyl was sent to the lab for confirmatory testing. The drug from the larger bags tested positive for fentanyl with a net weight of 47.15g. The smaller bag was tested and determined to hold a drug mixture of fentanyl, heroin, and tramadol and valeryl fentanyl with a net weight of 2.3g. The total net weight of the fentanyl acquired in this controlled buy was 49.45g.

34. During this deal, the CHS obtained **FERRER**'s phone numbers from **NAJAHA** so he could deal with him directly because it appeared that **RIVERA** was simply brokering the deals. **NAJAHA** gave the CHS two cellular telephone numbers (401) 545-5141 and (401) 286-5346 (collectively, "**FERRER**'s cellphones") to contact **FERRER** for future drug deals.⁴

35. During the evening of July 24, 2019, the CHS received an unexpected telephone call from **FERRER**. **FERRER** told the CHS that he would stop by to talk to him. When he did, **FERRER** told the CHS that he had different types of fentanyl and heroin for sale. **FERRER** told the CHS that he had fentanyl similar to that which he had provided to the CHS earlier in the day and another product he called "brown fentanyl." **FERRER** suggested that the brown fentanyl was easier to sell.⁵ **FERRER** gave the CHS a 10g sample of the brown fentanyl without requiring immediate payment. The incident was unexpected and not subject to surveillance. The CHS contacted SSTF agents to report the incident.

36. The following morning, on July 25, 2019, the CHS turned over the 10g of fentanyl. To corroborate the incident, the CHS participated in a recorded telephone call with **FERRER** in which they discussed the 10g delivery. During the call, **FERRER**

⁴ On August 6, 2019 Magistrate Judge Patricia A. Sullivan, for the United States District Court, District of Rhode Island, issued a written Order authorizing the installation and use of pen register and trap and trace devices on **FERRER**'s cellphones.

⁵ Fentanyl is white and heroin is tan to brown in color. Many heroin addicts are leery of fentanyl because it is associated with an increasing number of overdose deaths. By using additives to make fentanyl look more like heroin, it is easier to sell.

informed the CHS that he owed \$550 for the fentanyl he delivered last evening. The 10g sample tested positive for fentanyl with a gross weight of 11.2g. The lab confirmed the substance was a mixture of fentanyl and heroin with a net weight of 9.68g.

Controlled Buy on August 1, 2019

37. On August 1, 2019, the SSTF made a controlled buy of 30 grams of fentanyl from **FERRER**. The CHS contacted **FERRER** on (401) 696-4340 to place the order. Surveillance officers followed **FERRER** who drove from his home at 1055/57 Eddy Street to the drug deal at the Family Dollar Store, 320 Dexter Street, Providence, RI. The drug deal took place in **FERRER**'s motor vehicle.⁶ The CHS gave **FERRER** \$2,200. That total covered the 30g transaction and the money owed for the 10g sample. The 30g purchase field tested positive for fentanyl. The gross weight was approximately 29.9g. The lab confirmed it was fentanyl with a net weight of 28.36g.

Controlled Buy on August 12 - 13, 2019

38. On August 12, 2019, at the request of SSTF members, the CHS contacted **FERRER** and ordered 30 grams of fentanyl.⁷ The drug deal was set up for the following day.

39. The controlled buy took place on August 13, 2019, inside **FERRER**'s red Mazda near Millard Street in Providence. **FERRER** picked up the CHS on Millard

⁶ A red Mazda bearing RI license plate FD-741. According to The Rhode Island Department of Motor Vehicles (RI DMV) the car is registered to Rafael **FERRER** YOB: 1980 at 110 Willow Street, Apt. 1, Woonsocket, RI.

⁷ Unrecorded.

Street and drove to a nearby street where he delivered the drugs to the CHS before returning the CHS to his vehicle. The substance delivered field tested positive for fentanyl. The gross weight was approximately 31.2 grams. The lab confirmed it was fentanyl with a net weight of 29.69g.

Controlled Buy on August 22, 2019

40. On August 22, 2019, the SSTF made a controlled buy of 100 grams of fentanyl from **FERRER** for \$5000. The CHS used (401) 545-5141 to contact **FERRER**. During the recorded conversation, the CHS ordered 100 grams of fentanyl but explained that he only had money for 90 grams and would have to owe for the remaining 10 grams. **FERRER** agreed to the terms. Within minutes, the pen-trap device registered a call placed to (603) 333-4405.⁸ Officers conducting surveillance on **FERRER**'s residence at 1055/1057 Eddy Street observed a black Honda with New Hampshire plates (the black Honda) enter the driveway. The black Honda was occupied by two males. The passenger, later identified as **MARTE**, left the car and entered **FERRER**'s home. Approximately two minutes later, **MARTE** left. The driver of the black Honda moved to the passenger seat. **MARTE** entered on the driver's side and drove off. Law Enforcement followed the black Honda to 22 Rosedale St. in Providence, RI which was later determined to be **MARTE**'S residence.

41. Shortly after **MARTE** left, at 12:19 p.m. **FERRER** called the CHS. During the conversation, **FERRER** said that he had the fentanyl and was ready to meet to

⁸ **MARTE** later provided that telephone number to the CHS so that he could call him to order drugs.

deliver the drugs. Surveillance officers saw the CHS arrive at **FERRER's** residence at approximately 12:33 p.m. Soon, **FERRER** left his residence and entered the CHS's vehicle. However, **FERRER** only provided the CHS with 10 grams of fentanyl. The CHS protested that he had ordered 100 grams. Using telephone number (401) 545-5141, **FERRER** placed a call to cellular telephone number (401) 442-7858 (captured by the pen-trap device). In the presence of the CHS, he requested more fentanyl.⁹ Surveillance officers kept watch on the **FERRER's** residence.

42. **FERRER** and the CHS then went inside **FERRER's** apartment and waited for the additional fentanyl to be delivered. They entered through the rear door of the building and went to the second floor apartment. **FERRER's** girlfriend, **CLAYBON** and a teenage female (who seemed to be **CLAYBON's** daughter) were present. While waiting for the fentanyl, **MARTE** arrived and was involved in a drug related conversation with **FERRER** and the CHS. During conversation, **FERRER** explained to the CHS that **MARTE** holds his drugs for him and makes some drug deliveries.

43. At approximately 1:27 p.m., a 2015 silver Honda Accord bearing RI license plate FD-245 (silver Accord) arrived at **FERRER's** residence.¹⁰ Only a driver occupied the car. At approximately the same time as the silver Accord arrived, **FERRER** received a telephone call from the phone subscribed to by Carlos Naverez. Right after the call, **FERRER** left his residence and got into the silver Accord. About two minutes later,

⁹ Records obtained from T-Mobile USA showed that telephone number (401) 442-7858 is subscribed to Carlos Naverez of 112 Douglas Ave., Providence, RI.

¹⁰ According to RIDMV records, One Stop Auto Rental Inc., 279 Dexter St., Providence, RI, owns the silver Accord.

FERRER got out of the silver Accord and returned to his apartment. There, **FERRER** provided the CHS with the remaining 90 grams of the fentanyl order. Shortly after the silver Accord left, the CHS also left the residence. The substance delivered by **FERRER** field tested positive for the presence of fentanyl. The gross weight was 101.2g.

44. Based on my training and experience, along with the established facts, I believed the driver of the silver Accord supplied **FERRER** with the remaining 90 grams of fentanyl. SSTF surveillance officers tried to follow the silver Accord as it departed the area. However, the driver displayed multiple counter-surveillance techniques and ultimately surveillance was lost on the vehicle.¹¹

45. After reviewing photographs and video taken during the surveillance, in conjunction with the subscriber information for (401) 442-7858, I believed the driver of the silver Accord who supplied the fentanyl could be Carlos M. Gonzalez Nevarez, who was born in 1985. He is **GONZALEZ NEVAREZ's** (Carlos J. Gonzalez Nevarez) brother. The brother's names are nearly identical. Only the middle names are different.¹²

46. Law enforcement surveillance officers and the CHS identified **MARTE** from prison photographs. A search of records from the Rhode Island Department of

¹¹ Experienced drug dealers use counter surveillance driving techniques to determine if they are being followed.

¹² Therefore, I believed that the unidentified or tentatively identified subject driving the silver Accord using telephone (401) 442-7858 was engaged in drug trafficking. On August 29, 2019, I applied for a search warrant for location information on telephone number (401) 442-7858 to locate the person responsible for supplying 90 grams of fentanyl on August 22, 2019. Magistrate Judge Patricia A. Sullivan issued the warrant.

Corrections revealed that an inmate named Onis **MARTE**, who was born in 1996, was recently released from prison. At the time of his release, he provided his address as 22 Rosedale Street, Providence, RI. SSTF surveillance officers identified **MARTE** as the individual who arrived at **FERRER**'s residence in the black Honda. The CHS was also shown the ACI photographs of **MARTE** and identified him as the person he was introduced to as "Negro" who stores and delivers drugs for **FERRER**.

47. During the course of this investigation, the CHS was shown a photograph of Tamika **CLAYBON** obtained from RI DMV files. The CHS positively identified the photograph of **CLAYBON** as **FERRER**'s girlfriend who was merely present during the drug deal. Electric service at 1055 Eddy Street, second floor, Providence, RI, was billed in the name Tamika **CLAYBON**.

The Events of August 22 - 29, 2019

48. Between August 22, 2019 and August 29, 2019, the CHS and **FERRER** often went to **MARTE**'s residence to socialize. **MARTE**'s residence is a one family home. The CHS visited **MARTE** on the first floor and was introduced to **MARTE**'s girlfriend, Michelle **CHASE** there. **MARTE** referred to her as his wife. The CHS learned from his visits that two other females also live at that address and that it appeared that their room or rooms were located on the second floor. The CHS observed no separate entrance for the women. All of those who reside in **MARTE**'s residence have access to every area of the house.

49. During the course of this investigation, the CHS was also shown a photograph of Michelle **CHASE** obtained from the RI DMV license files. The CHS positively identified the photograph of **CHASE** as **MARTE**'s girlfriend.

50. On August 23, 2019, **FERRER** contacted the CHS and informed him that his new cellular telephone number was (401) 410-7095.¹³ During the conversation, **FERRER** informed the CHS claimed to have access to a new drug supplier.

51. On one occasion, **MARTE** provided his telephone number to the CHS and invited the CHS to call him directly to make drug purchases. The number **MARTE** provided was (603) 333-4405. During one of the visits to **MARTE**'s residence (in **FERRER**'s presence) **MARTE** told the CHS that he and **FERRER** had fentanyl pills, disguised as Oxycodone, for sale.

Controlled Buy on August 29, 2019

52. On August 29, 2019, the SSTF made a controlled buy of 10 grams of fentanyl. The CHS used (401) 410-7095 to contact **FERRER**. **FERRER** directed the CHS to **MARTE**'S residence where **MARTE** provided the CHS with 10 grams of fentanyl. The CHS also provided **MARTE** with the money owed for 10 grams from the August 22, 2019 purchase from **FERRER**.¹⁴ The field test proved positive for fentanyl with a gross weight of approximately 10.3g.

¹³ On August 28, 2019, Magistrate Judge Patricia A. Sullivan, for the United States District Court, District of Rhode Island, issued a written Order authorizing the installation and use of pen register and trap and trace devices on number (401) 410-7095.

¹⁴ The CHS had another telephone conversation with **FERRER** after the drug deal in which **FERRER** complained that the CHS still owed him money for the fentanyl. The issue was resolved without further payment from the CHS.

53. Later on August 29, 2019, the CHS returned to **MARTE's** residence and observed what appeared to be fentanyl, a scale and packaging materials. **MARTE** was bagging and weighing the drug. Although this was not a controlled buy, the visit was audio and video recorded by the CHS.

A Drug Sample Provided on August 31, 2019

54. On August 31, 2019, the CHS met with **FERRER** and **MARTE** at **MARTE's** residence. **FERRER** and **MARTE** told the CHS that they could provide fake Oxycodone or Percocet pills which actually contained fentanyl, for approximately \$7 per pill. **FERRER** and **MARTE** provided three pills as a sample. The pills field tested positive for fentanyl. The combined net weight of the pills was approximately 1g.

Controlled Buy on September 4, 2019

55. On September 4, 2019, the SSTF made a controlled buy of 250 fentanyl pills from **MARTE** for \$1,750. The CHS used (603) 333-4405 to contact **MARTE** and order the pills. He went to **MARTE's** residence to complete the drug deal. When he arrived, **CHASE** was sitting on the front porch. The CHS talked to her about drug sales and she said that it was slow. On this occasion, **MARTE** went to the house across the street to get the pills. **MARTE** delivered the pills in a plastic bag to the CHS inside **MARTE's** residence. The bag contained approximately 25 smaller baggies, each with 10 pills. After the delivery, the CHS called **FERRER** to inform him that the deal was complete. The suspected pills field tested positive fentanyl. The gross weight of the 25 baggies was approximately 29.9g.

Surveillance Activities on September 5, 2019

56. On September 5, 2019, the SSTF conducted physical surveillance in the area of 307 Broad Street, Providence, RI. The surveillance was conducted based on the location information obtained pursuant to the search warrant for (401) 442-7858; the phone subscribed to in the name of Carlos Nevarez, 112 Douglas Ave., Providence, RI". At approximately 11:30 a.m. the location information obtained indicated that the cellphone was in close proximity to 307 Broad Street. SSTF members observed a white GMC Terrain, bearing NY plate HPY-3804 parked in front of 307 Broad Street.¹⁵ Approximately 10 minutes later, surveillance officers observed a Hispanic male enter the driver's seat of the white Terrain and drive away. At approximately 11:43 a.m., the SSTF directed a marked Providence Police unit to conduct a traffic stop on the vehicle. A Providence Police officer stopped the vehicle near the intersection of Bucklin and Burnett Streets. The driver was the sole occupant of the vehicle and identified himself with a Rhode Island Identification card as Carlos Jojamis **GONZALEZ NEVAREZ**, born in 1994 and residing in Providence, RI. At the time of the stop, the location information for the (401) 442-7858 showed that it was in the vicinity of Bucklin and Burnett Streets.

Controlled Buy on September 9, 2019

57. On September 9, 2019, the SSTF made another controlled buy of 360 fentanyl pills for \$2,500. The CHS used (401) 410-7095 to contact **FERRER** to make arrangements. **FERRER** directed the CHS to go to **MARTE's** residence. The CHS then

¹⁵ The Terrain was determined to be a rental vehicle from Hertz.

contacted **MARTE** by calling his new number, (401) 699-2157.¹⁶ **MARTE** answered the telephone and the CHS confirmed with **MARTE** that he would be coming to buy the pills. When the CHS arrived at **MARTE**'s residence, both **FERRER** and **MARTE** were already there (along with another unidentified man). Soon, another Hispanic male arrived at **MARTE**'s residence and was introduced to the CHS as "Pedro", later identified as Pedro **HERNANDEZ**, a drug runner for **FERRER**. Discussion followed about a delay in the delivery of the pills. During the conversation, the CHS was told that the pills were stored in a Toyota Camry across the street at 19-21 Rosedale Street but that the person holding the keys to the car was not home and the vehicle was locked.

58. The CHS left **MARTE**'s residence only to be recalled by **FERRER** within the hour to complete the drug transaction. The CHS returned to **MARTE**'s residence and found **FERRER** was waiting for him outside of the house. **FERRER** directed the CHS to go in and deal directly with **MARTE**. **MARTE** delivered the 360 pills directly to the CHS. The 360 pills were packaged in a baggie containing 36 smaller baggies, each containing approximately 10 pills. The pills field tested positive for fentanyl. The gross weight of the pills and packaging was approximately 42.8 grams.

¹⁶ On September 8, 2019, the CHS was with **MARTE** at **MARTE**'s residence when he provided the CHS with a new telephone number (401) 699-2157. On September 13, 2019, Magistrate Judge Patricia A. Sullivan, for the United States District Court, District of Rhode Island, issued a written Order authorizing the installation and use of pen register and trap and trace devices on (401) 699-2157.

The Introduction of "Nengo" on September 6-11, 2019

59. During the evening of September 9, 2019, the CHS was with **MARTE** at **MARTE's** residence where he observed **MARTE** packaging powder cocaine and cooking powder cocaine into crack cocaine. **MARTE** told the CHS he was going to introduce him to "Nengo" who was waiting outside. When introduced to Nengo, the CHS immediately recognized him as a past acquaintance. **MARTE** provided Nengo with what appeared to be powder cocaine. Following the introduction, **MARTE** provided the CHS with Nengo's phone number (401) 442-7858. That phone, subscribed to in the name Carlos Nevarez, was in the white Terrain during a traffic stop of **GONZALEZ NEVAREZ**.

60. On September 11, 2019, the CHS met with Nengo who would soon be identified as **GONZALEZ NAVAREZ**. The meeting was arranged through multiple recorded telephone calls between the CHS and **GONZALEZ NAVAREZ** who initiated contact with him by using (401) 442-7858. The meeting took place in Providence and SSTF members conducted surveillance on the audio and video-recorded meeting. **GONZALEZ NEVAREZ** met with the CHS in the white Terrain; the same motor vehicle, bearing the same license plate as the motor vehicle driven by **GONZALEZ NEVAREZ** when he was stopped by the Providence Police on September 5, 2019. **GONZALEZ NEVAREZ** was in the driver seat of the vehicle and was accompanied by an unidentified Hispanic male. During the meeting, **GONZALEZ NEVAREZ** showed the CHS a quantity of fentanyl and told the CHS that he was picking up more than a kilogram of heroin and cocaine in the near future. **GONZALEZ NEVAREZ** provided

the CHS with telephone number (774) 441-0102 and instructed the CHS to use that number to discuss "business" which was understood by the CHS to be drug trafficking.

61. SSTF members who conducted surveillance of the traffic stop on September 5, 2019 reviewed the video images from the meeting between the CHS and **GONZALEZ NEVAREZ** on September 11, 2019. "Nengo" was positively identified as **GONZALEZ NEVAREZ**. "Nengo" is also the same person whose picture appears on the RI identification card for **GONZALEZ NEVAREZ**. The CHS has also been shown the RI identification card photograph of **GONZALEZ NEVAREZ** and has confirmed that **GONZALEZ NEVAREZ** is the drug trafficker he was introduced to as "Nengo."

The Controlled Buy of a Handgun on September 16, 2019

62. On September 16, 2019, the SSTF made a controlled buy of a firearm from **MARTE**. **MARTE** had earlier offered to sell him a gun. The CHS contacted **MARTE** on (401) 699-2157 to inquire about the purchase of a firearm. **MARTE** confirmed that he would sell the gun for \$350. The CHS met with **MARTE's** at his residence. The CHS and **MARTE** travelled together to a house in Providence. There the CHS provided **MARTE** with \$350 and he entered the house with the money. After he returned, **MARTE** gave the CHS a .38 caliber Smith and Wesson Revolver with an obliterated serial number.

63. **MARTE** is a prohibited person as the result of four felony drug convictions who cannot lawfully possess any firearm or ammunition. Smith and Wesson does not manufacture firearms in the State of Rhode Island. The firearm has therefore travelled in and affected interstate commerce.

64. The Smith and Wesson was examined and test-fired at the Rhode Island State Crime Laboratory. It malfunctioned when the test-fire was conducted. The analyst determined that the revolver is missing a hammer stud and nut, causing the firing pin to fail to strike the primers of the cartridges in the cylinder. However, it is still a firearm under a federal law. The analyst also determined that the serial number on the frame had been obliterated by grinding.

The Controlled Buy on September 23, 2019

65. On September 23, 2019, the SSTF conducted the controlled buy of 50g of fentanyl from **GONZALEZ NEVAREZ**. The CHS used the (401) 442-7858 (**GONZALEZ NAVAREZ**'s cellphone) to contact him directly. The purchase was set up via a series of telephone calls. During the time of the calls, the location information for **GONZALEZ NAVAREZ**'s cellphone showed that it was near 746/748 Douglas Avenue in Providence. Based on the location information, SSTF members went to the area and were able to locate the white Terrain rental vehicle parked in the driveway behind 746/748 Douglas Avenue. During one of the calls, **GONZALEZ NEVAREZ** directed the CHS to meet him at the Dollar Tree store located at 395 Admiral Street, Providence, RI. SSTF members observed **GONZALEZ NEVAREZ** leave 746/748 Douglas Avenue in the white Terrain and travel to the Dollar Tree store where he met the CHS. The CHS entered the white Terrain and paid **GONZALEZ NEVAREZ** \$2200 for the 50g of fentanyl. SSTF members kept surveillance on the white Terrain as **GONZALEZ NEVAREZ** drove back to 746/748 Douglas Avenue. The substance field tested positive for fentanyl. The gross weight was approximately 51.4 grams. The lab

however, determined that it was cocaine, not fentanyl. The net weight of the narcotics was 49.94g.

The Controlled Buy on October 2, 2019

66. On October 2, 2019, the SSTF made a controlled buy of 20 grams of fentanyl from **FERRER** for \$1,000. The CHS reported that **FERRER** had again changed phones and was now using telephone number (401) 636-3562.¹⁷ The CHS called **FERRER** and confirmed that the delivery would take place at **MARTE**'s residence. The CHS drove to **MARTE**'s residence and found that neither **MARTE** nor **FERRER** were present. However, the CHS was allowed in by an unidentified female that the CHS had seen on prior occasions and knew to be living at the house. The CHS engaged in conversation with the woman and told her that "Gordo" (**FERRER**) had sent him to the house to buy 20 grams. The woman said she would call **MARTE**. At the same time the CHS unsuccessfully attempted to contact **FERRER**. The woman, however, was successful and let the CHS speak to both **MARTE** and **FERRER** on her telephone. A short time later **MARTE** arrived. **MARTE** then appeared to make a telephone call. Speaking into his phone, **MARTE** instructed the person he had called to bring over the bag with the drugs. A short time later, an individual only identified as **JR.** arrived with a black bag containing what appeared to be heroin, fentanyl, and blue fentanyl pills. The CHS identified the black bag as the same one that **MARTE** had stored drugs in his residence on prior occasions. **JR.** opened the bag and handed **MARTE** fentanyl and

¹⁷ Experienced drug dealers like **FERRER** frequently change telephone numbers in an effort to avoid apprehension.

heroin. **MARTE** mixed the substances together, weighed and packaged the drugs. The CHS paid **JR.** and **MARTE** handed the drugs to the CHS. **CHASE** was present for the entire transaction and engaged **MARTE** in a drug related conversation demonstrating that **CHASE** assists in the sale of drugs from **MARTE's** residence. **CHASE** told **MARTE** that she had just sold someone a "40" but they only paid \$30. I know that a "40" is a reference to an amount of drugs with a street value of \$40. The drug delivered by **MARTE** field tested positive for fentanyl. The gross weight was approximately 21.7g.

The Controlled Buy on October 3, 2019

67. On October 3, 2019, the SSTF made a controlled buy of 50 grams of fentanyl for \$2,850 from **GONZALEZ NEVAREZ**. The CHS used (401) 442-7858 to contact **GONZALEZ NEVAREZ**.¹⁸ SSTF members conducted surveillance in the area of Veazie Street and Douglas Avenue in Providence and observed **GONZALEZ NEVAREZ** operating a gray Mitsubishi Outlander, MA registration 7RY942.¹⁹ After receiving the call, **GONZALEZ NEVAREZ** drove to 746/748 Douglas Avenue. SSTF members observed **GONZALEZ NEVAREZ** enter the home and leave minutes later. He then drove to the Dollar Tree parking lot located at 395 Admiral Street to meet with the CHS. **GONZALEZ NEVAREZ** delivered the fentanyl to the CHS in his car. When it was later determined that the gross weight of the fentanyl was 47 grams the CHS

¹⁸ On October 1, 2019 and again on October 4, 2019 Magistrate Judge Lincoln D. Almond, for the United States District Court, District of Rhode Island, issued a search warrant authorizing the disclosure of location information for the device using assigned telephone or call number (401) 410-7095.

¹⁹ The Mitsubishi Outlander is a rental vehicle owned by Hertz rentals.

called **GONZALEZ NEVAREZ** to complain that the weight was 5 grams less than ordered. SSTF members watched **GONZALEZ NEVAREZ** drive back to the Dollar Tree from 746/748 Douglas Avenue where he met the CHS and supplied an additional 5 grams of fentanyl. The substance field tested positive for fentanyl. The gross weight of both bags combined was 52.3g.

The October 9, 2019 Controlled Buy

68. On October 9, 2019, the SSTF made a controlled buy of 26 grams of fentanyl from **GONZALEZ NEVAREZ**. The CHS contacted **GONZALEZ NEVAREZ** by calling (401) 442-7858 to place his drug order. During the time of the call, SSTF members were conducting surveillance at 134 Jewett Street in Providence, which was believed to be his residence. Shortly after the call, SSTF members observed **GONZALEZ NEVAREZ** leave 134 Jewett Street operating the Mitsubishi Outlander and drive to 746/748 Douglas Avenue. He parked the car and walked to the rear of the house. After staying for only for minutes, he left in the same vehicle and drove to the agreed upon place to complete the drug deal, the Dollar Tree at 395 Admiral Street in Providence. **GONZALEZ NEVAREZ** Parked next to the CHS and the CHS entered the Mitsubishi Outlander vehicle where the transaction took place. The substance field tested positive for fentanyl. The gross weight was 26.3g.

69. The location information from **GONZALEZ NEVAREZ**'s cellphone and physical surveillance established that he has been living at 134 Jewett Street, 3rd floor, in Providence RI. **GONZALEZ NEVAREZ** spends most evenings and overnights there. A check of the records from National Grid revealed that the subscriber for electricity at

that location is Carlos J. Gonzalez-Nevarez, primary phone (401) 442-7858. After taking a drug order and before delivering the drugs **GONZALEZ NEVAREZ** has been observed going to 746/748 Douglas Avenue where he made brief stops. I therefore believe that 746/748 Douglas Avenue is used as a stash house for drugs.

The Controlled Buy on October 10, 2019

70. On October 10, 2019, SSTF made a controlled buy of 20 grams of fentanyl form **FERRER**. The CHS contacted **FERRER** (401) 636-3562 and was told to meet at **MARTE's** residence. SSTF members observed **FERRER** driving a gray Nissan SUV bearing RI license plate GI 337 (a rental vehicle). He pulled the SUV alongside the vehicle being operated by the CHS. The CHS followed **FERRER** as they both left Rosedale Street. **FERRER** picked-up **JR.** who was the only passenger in **FERRER's** SUV. Both vehicles then returned to **MARTE's** residence. SSTF members observed **JR.** run to the three story house across the street at 19/21 Rosedale. When he returned to **FERRER's** vehicle both cars left Rosedale, drove to 1055/57 Eddy Street, and parked in the driveway. SSTF members later observed the CHS leaving the home at 1055/57 Eddy from the rear door. The CHS reported that he, **JR.** and **FERRER** completed the deal in **FERRER's** second floor apartment. The CHS gave **JR.** the money and he counted it. **FERRER** retrieved drugs from another room and then mixed what appeared to be heroin and fentanyl together. After weighing the drug, it was delivered to the CHS. While waiting, **JR.** discussed firearms with the CHS. **JR.** told him that he could get a gun for him to purchase. **FERRER'S** girlfriend, **CLAYBON**, was also

present for almost the entire transaction. The substance field tested positive for fentanyl with a gross weight of approximately 20.7g.

71. The CHS knows **JR.** to live in the second floor apartment of the house located at 19/21 Rosedale Street. The CHS has observed **JR.** on the second floor porch. In conversation, **JR.** said that he lives in the second floor apartment. **JR.** also informed the CHS that he stores drugs inside the house and at times in cars on the property at 19/21 Rosedale Street.

The Controlled Buy on October 16, 2019

72. **FERRER** and **MARTE** introduced the CHS to Pedro **HERNANDEZ**. After the introduction, **HERNANDEZ** informed him that he also sold drugs and provided the CHS with telephone number (401) 204-5106. On October 16, 2019, SSTF made a controlled buy of 30 grams of crack cocaine for \$1,350, from **HERNANDEZ**.

73. The CHS contacted **HERNANDEZ** on telephone number (401) 204-5106 to arrange the deal. The CHS received a text message from that number to meet at 20 Ninigret Street in Providence. SSTF members conducted surveillance of 41 Homestead Avenue, Providence, RI, where **HERNANDEZ** was known to live. Two vehicles, a red Mazda 626 bearing RI license plate FD-741 operated by **JR.** and a silver Toyota RAV 4 bearing RI license plate 318-413 (a rental) operated by **FERRER** arrived and parked in front of 41 Homestead Avenue. The two men left their cars and entered 41 Homestead Avenue but only stayed a short time before reemerging and driving off. Minutes later, **HERNANDEZ** walked to Ninigret Avenue along Anthony Street. The CHS parked in the area and **HERNANDEZ** delivered the crack to the CHS in the car. The CHS then

dropped **HERNANDEZ** off a short distance away. The drug only had a gross weight of 29.7g even though 30g had been ordered.

74. The CHS contacted **HERNANDEZ** at the same telephone number to complain that the delivery was short 1-2 grams. **HERNANDEZ** met him on Anthony Avenue. **HERNANDEZ** entered the CHS's vehicle and the two drove to his residence at 41 Homestead Avenue and entered the second floor apartment. **HERNANDEZ** briefly left the CHS in the apartment and returned with what appeared to be crack cocaine. **HERNANDEZ** added approximately 1-2 grams to the drugs already provided to the CHS. The substance field tested positive for the presence of cocaine. The gross weight was now approximately 31 grams.

75. Members of the SSTF and the CHS positively identified **HERNANDEZ** from his RI license photograph. The license photograph was taken on January 30, 2018 and lists his address as Oak Street Unit 10, Woonsocket, RI. Court records contain both Oak Street and 41 Homestead Avenue, Apt. 2, as addresses provided by **HERNANDEZ**.

The Controlled Buy on October 22, 2019

76. On October 22, 2019, SSTF made a controlled buy of 10 grams of fentanyl from **FERRER** for \$550. The CHS contacted **FERRER** on (401) 636-3562 to arrange the drug deal. The CHS drove to 1055/57 Eddy Street and **FERRER** instructed him to come up to his apartment. The CHS entered the rear door and went to **FERRER**'s second floor apartment. **CLAYBON**, was present. **FERRER** went to a back bedroom and came back with heroin and fentanyl which he mixed in a blender in the kitchen.

FERRER asked **CLAYBON** to get a scale for him and she complied. **FERRER** packaged and weighed the mixture and handed it to the CHS. The substance field tested positive for fentanyl. The gross weight was approximately 11.2g.

77. Later that day, the CHS contacted the SSTF to report that he had been invited to **FERRER**'s house (1055/57 Eddy Street, 2nd floor). He later reported to the substance of the conversations and his observations. According to the CHS, **FERRER** and **CLAYBON** were preparing and packaging controlled substances in the kitchen. **FERRER** was mixing heroin and/or fentanyl in a blender. **CLAYBON** was packaging blue colored pills by putting 10 pills in each bag. The CHS estimated that he saw approximately 300 grams of heroin and/or fentanyl, 75 grams of cocaine, 2000 fentanyl and ecstasy pills. **FERRER** told the CHS that the pills contained fentanyl. He also told the CHS that he no longer trusted **MARTE** and had taken his drug stash away from him because he believed **MARTE** to be stealing. **FERRER** further disclosed that he did not fully trust **JR.** and suggested that he might move from that apartment. Before leaving, the CHS took a photograph of drugs he saw in the kitchen and provided it to investigators.

The Controlled Buy on October 23, 2019

78. On October 23, 2019, SSTF members made a controlled buy of 35 grams of crack cocaine for \$1,575 from **HERNANDEZ** at 41 Homestead Avenue. When he arrived he called **HERNANDEZ** on (401) 204-5106 from the driveway. The CHS and **HERNANDEZ** ducked into the rear door of the house and the exchange of money and

drugs took place in the rear stairwell. The substance field tested positive for cocaine. The gross weight was approximately 36.1g.

The Controlled Buy on October 25, 2019

79. On October 25, 2019, SSTF members made a controlled buy of fentanyl from **JR**. The CHS contacted **JR**. on (401) 632-9319 and asked to buy 5 grams of fentanyl. The drug transaction took place to the rear of 19/21 Rosedale St. The CHS handed the money to **JR**. and he went into his apartment to retrieve the fentanyl. During conversation, **JR**. told the CHS that he stores drugs in his home. The CHS called **FERRER** and told him that he had just purchased fentanyl from **JR**. **FERRER** asked the CHS if he bought the "white, white-one" explaining that **JR**. knew which one was the "mixed one" (the heroin that contained fentanyl). The substance field tested positive for fentanyl with an approximate gross weight of 5.1g.

80. Electric service on the second floor of 19/21 Rosedale Street is subscribed to in the name Yokasta E. Arias-Crisostomo. It is unknown whether that is a fictitious name, **JR**. is Arias-Crisostomo, or if he has any relationship with him.

The Controlled Buy on October 29, 2019

81. On October 29, 2019, SSTF members made a controlled buy of 25 grams of fentanyl from **GONZALEZ NEVAREZ** for \$1425. The CHS contacted **GONZALEZ NEVAREZ** by calling (401) 442-7858. During the conversation, the CHS told **GONZALEZ NEVAREZ** that last time he sold to the CHS it was cocaine, not fentanyl.²⁰

²⁰ The controlled buy on September 23, 2019.

The CHS was directed to the Dollar Tree parking lot at 395 Admiral Street in Providence.

82. SSTF members conducted surveillance at 746/748 Douglas Avenue. They observed a white Honda Civic (a rental) bearing DE plate XP713591 leave the driveway and drive to the Dollar Tree. **GONZALEZ NEVAREZ** left the rear passenger seat of the Civic and entered the store. The CHS saw **GONZALEZ NEVAREZ** looking out the windows of the Dollar Tree. **GONZALEZ NEVAREZ** left the store, entered the CHS's vehicle, and directed him to drive. **GONZALEZ NEVAREZ** explained that he was suspicious of some of the vehicles in the Dollar Tree lot.

83. The CHS parked on Glasgow Street in Providence and the white Civic pulled in behind. The CHS handed \$1325 to **GONZALEZ NEVAREZ**. The sales price was \$1425. SSTF members had mistakenly provided the CHS with \$100 less than agreed upon. **GONZALEZ NEVAREZ** allowed the CHS to meet him later to provide the \$100 owed. The substance field tested positive for fentanyl with a gross weight of approximately 25.4g.

84. Later on October 29, 2019, the CHS contacted **GONZALEZ NEVAREZ** to repay the \$100 and they agreed to meet at the Shell gas station at 200 Union Avenue, Providence, RI. The CHS drove to that location and saw the white Civic parked in the lot. He approached and saw **GONZALEZ NEVAREZ** in the rear passenger seat where he handed him \$100. The driver was later identified as Richard Rivera **DISLA**. An unknown Hispanic male occupied the front passenger seat.

85. The CHS positively identified **DISLA** from his driver's license photograph. Further investigation revealed that **DISLA** is a longtime friend of **GONZALEZ NEVAREZ** who resides at 746/748 Douglas Avenue, Apt. 3, Providence, RI. RI DMV records list 746 Douglas Avenue, Apt. 3, Providence, RI, as his address. Surveillance officers watched **GONZALEZ NEVAREZ** leave from or stop at 746/748 Douglas Avenue prior to every drug delivery he made to the CHS. On November 12, 2019, SSTF members observed **GONZALEZ NEVAREZ** enter into the rear door to the house. Based on my training and experience, this address appears to be a stash house, where **GONZALEZ NEVAREZ** stores his drugs before delivery.

Controlled Buy on October 30, 2019

86. On October 30, 2019, the CHS also informed SSTF members that **FERRER** told him in a telephone conversation that **CLAYBON** was now delivering drugs for him. Based on the frequency of the drug buys and social interactions with **FERRER**, we believed that the CHS could show up at **FERRER**'s unannounced without raising suspicion. The purchase price for 10 grams of fentanyl was \$550 when the CHS previously purchased 10 grams of fentanyl from **FERRER**. In this controlled buy, the CHS was given \$550 and sent to the apartment **FERRER** shared with **CLAYBON**.

87. When the CHS arrived at 1055/57 Eddy Street, he called **FERRER** to order 10 grams of fentanyl. **FERRER** agreed and told the CHS that he was at home. The CHS went to the second floor apartment. Both of **FERRER**'s hands were bandaged. **FERRER** explained that he was injured when he crashed **MARTE**'s dirt bike. The CHS saw **FERRER** go into a bedroom and return to the kitchen with what appeared to be

approximately 50 grams of fentanyl and a digital scale. **CLAYBON** also entered the kitchen where the CHS paid her the \$550. **CLAYBON** counted it and then brought the money into the bedroom. The CHS was directed to weigh and bag the narcotics himself. The substance field tested positive for fentanyl. The gross weight was approximately 11.2g.

88. On November 1, 2019, the CHS received a telephone call from **FERRER** telling the CHS that **FERRER** and **CLAYBON** were moving to 43 Linwood Avenue, 3rd floor, Providence, RI. **FERRER** and **CLAYBON** did in fact move over the weekend of November 2-3, 2019, and the CHS assisted with the move at **FERRER'S** request. The electric service for 43 Linwood is in the name of **TAMIKA CLAYBON**.

Controlled Buy on November 5, 2019

89. On November 5, 2019, SSTF members made a controlled buy of 10 grams of fentanyl from **FERRER** for \$550. The CHS contacted **FERRER** by calling (401) 548-9607. **FERRER** informed the CHS that he needed time before he could supply the CHS with the fentanyl. SSTF members conducted surveillance of 43 Linwood Avenue, Providence. The CHS drove to 43 Linwood Avenue. Once there, he called **FERRER** unannounced. **FERRER** informed the CHS to wait. The CHS left Linwood Avenue. Shortly after, **FERRER** contacted the CHS and told the CHS to return to his house. Once the CHS arrived, **FERRER** backed his car down the driveway, stopped, and entered the CHS's vehicle where he delivered the narcotics to the CHS. The substance field tested positive for fentanyl. The gross weight was approximately 11g.

Controlled Buy on November 8, 2019

90. On November 8, 2019, the SSTF made a controlled buy of suspected fentanyl from **NAJAHA**. The CHS arrived at 64 Leander Street to purchase narcotics, but was unable to make contact with her. Shortly after, the CHS received a telephone call from **NAJAHA** who offered to sell the CHS crack cocaine for \$300. The CHS agreed to purchase two "balls" of cocaine. A short time later, the CHS called **NAJAHA**. During the conversation, **NAJAHA** informed the CHS that she only had "chocolate" for sale and that the CHS would need to wait for crack. "Chocolate" is known as heroin. The CHS agreed to purchase the "chocolate." Upon arrival at 64 Leander Street, the CHS questioned what the substance was, as it appeared to the CHS to look like coffee. **NAJAHA** assured the CHS that it was dope. **NAJAHA** delivered two bags of suspected narcotics to the CHS. The substance field tested positive for fentanyl, however the result was not conclusive. The gross weight of the two bags of suspected narcotics was approximately 7.1g.

Controlled Buy on November 12, 2019

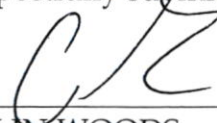
91. On November 12, 2019, SSTF members made a controlled buy of 25 grams of fentanyl from **GONZALEZ NEVAREZ** for \$1425. The CHS contacted **GONZALEZ NEVAREZ** by calling (401) 442-7858. The CHS was directed to the Family Dollar Store at 541 Smith Street, Providence, RI. The CHS arrived and entered the store and shortly after **GONZALEZ NEVAREZ** arrived alone at the parking lot of the store in the white Honda Civic that he arrived in for the October 29, 2019 delivery. **GONZALEZ NEVAREZ** was the sole occupant of the vehicle. The CHS left the store and entered

into the passenger side of GONZALEZ NEVAREZ'S vehicle where the CHS exchanged money for the suspected narcotics. The substance field tested positive for fentanyl.

III. CONCLUSION


92. I therefore suggest that there is probable cause to arrest the Target Offenders, **FERRER, MARTE, GONZALEZ NEVAREZ, HERNANDEZ, MONROE, RIVERA, NAJAHA**, and **JR** for conspiracy to distribute controlled substances and distributions of controlled substances (fentanyl, cocaine base and cocaine); and probable cause to arrest Target Offenders **MARIA, CLAYBON**, and **CHASE** for conspiracy to distribute controlled substances and distributions of controlled substances, and aiding and abetting the distribution of fentanyl. I further suggest that there is probable cause to search the residences described in Attachments B through H for the evidence described in Attachment A.

Respectfully submitted,



COLIN WOODS
Special Agent
FBI

Subscribed and sworn to before me on 11/15, 2019



LINCOLN D. ALMOND, MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT

ATTACHMENT A

THINGS TO BE SEIZED

- a. Controlled substances, including but not limited to: powder cocaine, crack cocaine, fentanyl, fentanyl pills, heroin, and/or marijuana.
- b. Equipment and materials for packaging, cutting, weighing, manufacturing, and distributing controlled substances; drug paraphernalia including but not limited to: scales, pill presses, plastic wrap, plastic bags, storage boxes, surgical gloves, cutting agents as well as aromatic substances such as soap, dryer sheets, wood shaving and heat sealers.
- c. Firearms, firearms parts, ammunition, owner's manuals, storage containers, and other items used to store, handle, or hide weapons.
- d. Books, records, notes, ledgers, and any other papers or records relating to the purchase, transportation, shipment, ordering, sale, importation, manufacture, and/or distribution of controlled substances, and/or records relating to the receipt, disposition and/or laundering of proceeds from the distribution of controlled substances, and/or records or electronic devices reflecting the identity of co-conspirators and drug/firearms customers, as well as their addresses and telephone numbers. Such documents include, but are not limited to, telephone address books, planners, receipts, state and federal income tax returns and supporting paperwork, notes, ledgers, bank records, money orders, wire transfers, cashier's checks, passbooks, certificates of deposit, bills, vehicle rental receipts, credit card receipts, hotel receipts, meal receipts, travel agency vouchers, travel schedules, shipment records, telephone bills and/or toll records and bills.
- e. Cash and currency, and other items of value made or derived from trafficking in illegal substances and firearms or documents related thereto. Such items include, but are not limited to jewelry, precious metals, titles, deeds, monetary notes, registrations, purchase or sale invoices, bank records, or any other papers concerning financial transactions relating to obtaining, transferring, laundering, concealing, or expending money or other items of value made or derived from trafficking in controlled substances and/or firearms.
- f. Documents or tangible evidence reflecting dominion and/or control of the places to be searched including but not limited to parking tickets, cancelled mail, photographs, identification cards, personal telephone books, diaries, bills and statements, videotapes, keys, identification cards and documents, airline tickets and related travel documents, bank books, checks, and check registers.

- g. Documents or tangible evidence reflecting dominion, ownership, and/or control over any bank accounts, safe deposit boxes, stocks, bonds, mutual funds, and any other financial and/or monetary assets, instruments or interests, and over any tangible assets such as motor vehicles, real property, and commercial storage facilities.
- h. Photographs of individuals, property, and/or illegal controlled substances and firearms, relevant to the drug/firearms, conspiracy and/or drugs/firearms distribution charges.
- i. Personal electronic devices, including cellular telephones, computers, laptop computers, smartphones, and personal data assistants which may contain documents, records, and other items reference above.

ATTACHMENT B

43 LINWOOD AVENUE, 3RD FLOOR
PROVIDENCE, RI



RAFAEL FERRER
TAMIKA CLAYBON

The residence of **RAFAEL FERRER** and **TAMIKA CLAYBON**, located at 43 Linwood Avenue, 3rd floor apartment, in Providence, RI. The house has three stories and is white. Each floor has a porch located on the front of the house. Stairs lead from the sidewalk on Linwood Avenue to the porch on the first level of the house. There are two brown doors on the first floor at the front of the house. Ferrer and Claybon reside in the third floor apartment. There is only one apartment located on the third floor. Access to the third floor is gained by entry into the only rear door of the house. The stairs beyond this rear door lead to the third floor apartment. There is a driveway to the right of the house and a walkway to the left. The numbers 49 and 47 are affixed to the house to the left of 43 Linwood and the numbers 39 and 41 are affixed to the house to the right of 43 Linwood.

ATTACHMENT C

22 ROSEDALE STREET
PROVIDENCE, RI



Onis Marte
Michelle Chase (Perez)

The residence of ONIS MARTE AND MICHELLE CHASE, located at 22 Rosedale Street, first floor, Providence, RI. The property appears to be a one family home with MARTE, CHASE and two other females living there. It is vinyl sided and it is white in color. There is one door located on the front of the property. Two Steps lead to porch with a wooden railing. Stairs lead directly from the sidewalk to the porch. There is a mailbox affixed to the home and is located to the left of the front door. The number 22 is affixed to the mailbox. There is a driveway located to the right side of the house. Access to Marte and Chase's apartment is gained through that front entrance and into the first floor apartment. All residents have access to both the first and second floors of the house.

ATTACHMENT D

21 ROSEDALE STREET, FL 2
PROVIDENCE, RI



FNU "Junior" LNU

The residence of "JR." located at 19/21 Rosedale Street, Providence, RI, second floor apartment. The home appears to be a three family home and has three floors. It has white vinyl siding. The foundation of the house is painted a red or rust color. There are porches on both the first and second floors. There are three doors on the front of the house facing Rosedale Street, two brown doors on the first floor and one white door on the second floor which leads to the porch from the second floor. Stairs lead from the street to a first floor front porch and the two doors located on the first floor. The front porch appears has brick facing and has what appears to be black wrought iron railings. These same wrought iron is wrapped around the first and second floor porches, covers three windows on the first floor of the house to the right of the first floor front doors, and covers two windows on the second floor of the house to the right of the porch. There is a brick and wrought iron fence at the front of the house adjacent to the sidewalk. Entry into the second floor apartment is made by entering the rear door of the property. There is only one apartment on the second floor.

ATTACHMENT E

41 HOMESTEAD AVENUE, 2ND FLOOR
PROVIDENCE, RI

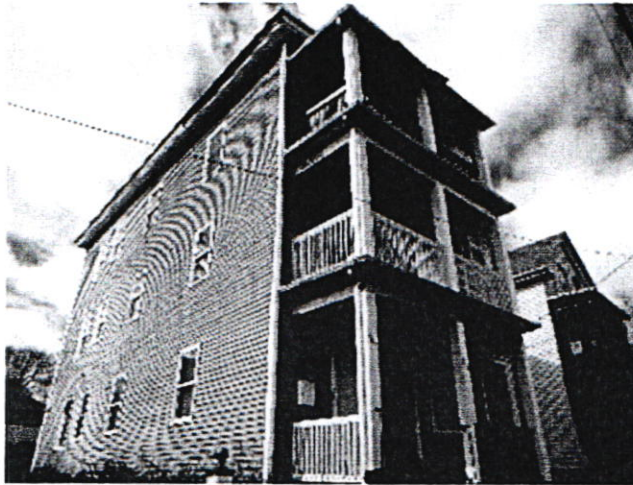


Pedro Hernandez

The residence of Pedro Hernandez, located at 41 Homestead Avenue, Providence, RI, is a three story home. It is vinyl sided and tan in color. There is one door to the home facing Homestead Avenue. The number 41 appears below the door leading into the home facing Homestead Avenue. There are six windows on the front of the house and four windows to the left side. There are driveways on both the right and left sides of the house. A large white building housing the Christ Miracle Vineyard Church is located on the corner of Homestead Avenue and Anthony Avenue, and is located directly to the right of 41 Homestead Avenue. Entry to the second floor apartment is made by entering the one door to the rear of the property. Stairs lead to only one apartment on the second floor.

ATTACHMENT F

746 DOUGLAS AVE, FL 3
PROVIDENCE, RI



Richard Rivera Disla

The residence of Richard Rivera Disla, located at 746/748 Douglas Avenue, Providence RI. It is a three family home. It is vinyl sided and it is tan. There are three porches on the front of the house and four doors on the front of the house. There is a stairway leading from the sidewalk on Douglas Avenue, leading to the first floor front porch. There are two door leading into the house located in the porch area on the front of the house. There are doors leading from the second and third floor porches into the house. The porch is painted white with a section of unpainted wood on the first floor porch. There are support beams on the first floor porch adjacent to the stairs leading from the sidewalk. On the left beam, the number 746 is affixed and on the right beam, the number 748 is affixed. There is a path to the left of the home which appears to lead to the side or back of the home. Entry to the third floor is made through the one rear door to the property, stairs lead to the one apartment on the third floor.

ATTACHMENT G

134 JEWETT STREET #3
PROVIDENCE, RI



Carlos Gonzalez Nevarez

The residence of Carlos Gonzalez Nevarez, located at 134 Jewett Street, 3rd floor, Providence, RI. The home located at this location appears to be a three family home. It is vinyl sided and yellow in color. The house number on the structure is not visible from the street. There is a concrete wall in the front of the home and entrance to the stairs to the front of the house is secured by a chain link gate. There are two porches located on the left of the house, on the side. There is one porch that leads to two front doors on the property. There are three windows to the left of the front doors on the first floor which directly faces the street. There is a driveway located on the left of the house. To the right of the house is an unattached two car garage. Entry to the 3rd floor apartment is made through the only rear door to the home.

ATTACHMENT H

64 LEANDER STREET
PROVIDENCE, RI



Najaha Ferrer
Maria Ferrer

The residence of NAJAH FERRER and MARIA FERRER, located at 64 Leander Street. It is a duplex. Two garage doors face Leander Street. The number 64 is affixed to the structure and is located to the left of the garage door located on the left side of the building. The number 62 is affixed to the structure and is located on the right side of the garage door located on the right side of the building. The wood siding on the exterior of the home is a tan/brown color and has cranberry colored shutters. A door to the entrance at 64 Leander is located on the left side of the house.