

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

v.

LENYN TORIBIO, and
WELFY ESPINAL,

Defendants.

SEALED INDICTMENT

26 Cr.

26 CR 237

COUNT ONE
(Interstate Stalking Resulting in Death)

The Grand Jury further charges:

1. From at least in or about March 2025 through on or about April 13, 2025, in the Southern District of New York and elsewhere, LENYN TORIBIO and WELFY ESPINAL, the defendants, with the intent to kill, injure, harass, intimidate, and place under surveillance with intent to kill, injure, harass, and intimidate another person, used the mail, an interactive computer service and electronic communication service and electronic communication system of interstate commerce, and another facility of interstate and foreign commerce to engage in a course of conduct that placed that person in reasonable fear of the death of and serious bodily injury to that person and aided and abetted the same, resulting in the death of the victim, to wit, TORIBIO and ESPINAL used a geospatial location tracking device to surveil, harass, intimidate, and attempt to rob an individual (the "Victim"), and in the course of engaging in such conduct, they killed the Victim in the Bronx, New York on or about April 13, 2025.

(Title 18, United States Code, Sections 2261A(2), 2261(b)(1), and 2.)

COUNT TWO
(Conspiracy to Commit Interstate Stalking)

The Grand Jury further charges:

1. From at least in or about March 2025 through at least on or about April 13, 2025, in the Southern District of New York and elsewhere, LENYN TORIBIO and WELFY ESPINAL, the defendants, and others known and unknown, willfully and knowingly combined, conspired, confederated, and agreed together and with each other to commit an offense against the United States, namely, interstate stalking, in violation of Title 18, United States Code, Section 2261A.

2. It was a part and object of the conspiracy that LENYN TORIBIO and WELFY ESPINAL, the defendants, and others known and unknown, with the intent to kill, injure, harass, intimidate and place under surveillance with the intent to kill, injure, harass and intimidate another person, would and did use the mail, an interactive computer service and electronic communication service and electronic communication system of interstate commerce, and another facility of interstate and foreign commerce to engage in a course of conduct that placed that person in reasonable fear of the death of and serious bodily injury to that person.

Overt Acts

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

a. On or about March 28, 2025, LENYN TORIBIO, the defendant, activated the global positioning system tracking device that was used to surveil the Victim in the Bronx, New York.

b. On or about April 4, 2025, WELFY ESPINAL, the defendant, adhered the global position system tracking device to the Victim's vehicle in the Bronx, New York.

(Title 18, United States Code, Section 371.)


FOREPERSON


JAY CLAYTON
United States Attorney