

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA : SEALED INDICTMENT
:
- v. - : 18 Cr. 291
:
CRISTIAN FERNANDEZ, :
JOHNNY FERNANDEZ, :
JESUS GONZALEZ, :
JUAN HERNANDEZ, :
JUAN PABLO RENDON-INZUNZA, :
NICOLE MAISONET, :
GABRIEL ORTIZ, a/k/a "Bebe," :
MARIA ROLON, :
EDGARDO RUIZ, a/k/a "Roro," :
HECTOR SANCHEZ, a/k/a "Tito," :
GILBERT TORRES, :
FABIOLA VEGA, and :
JOHN VIEIRA, a/k/a "John-John," :
:
Defendants. :
- - - - - X

COUNT ONE
(Narcotics Conspiracy)

The Grand Jury charges:

1. From at least in or about 2017, up to and including in or about 2018, in the Southern District of New York and elsewhere, CRISTIAN FERNANDEZ, JOHNNY FERNANDEZ, JESUS GONZALEZ, JUAN HERNANDEZ, JUAN PABLO RENDON-INZUNZA, NICOLE MAISONET, GABRIEL ORTIZ, a/k/a "Bebe," MARIA ROLON, EDGARDO RUIZ, a/k/a "Roro," HECTOR SANCHEZ, a/k/a "Tito," GILBERT TORRES, FABIOLA VEGA, and JOHN VIEIRA, a/k/a "John-John," the defendants, and others known and unknown, intentionally and knowingly did

combine, conspire, confederate, and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that CRISTIAN FERNANDEZ, JOHNNY FERNANDEZ, JESUS GONZALEZ, JUAN HERNANDEZ, JUAN PABLO RENDON-INZUNZA, NICOLE MAISONET, GABRIEL ORTIZ, a/k/a "Bebe," MARIA ROLON, EDGARDO RUIZ, a/k/a "Roro," HECTOR SANCHEZ, a/k/a "Tito," GILBERT TORRES, FABIOLA VEGA, and JOHN VIEIRA, a/k/a "John-John," the defendants, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

3. The controlled substance that CRISTIAN FERNANDEZ, JESUS GONZALEZ, JUAN PABLO RENDON-INZUNZA, GABRIEL ORTIZ, a/k/a "Bebe," EDGARDO RUIZ, a/k/a "Roro," HECTOR SANCHEZ, a/k/a "Tito," and FABIOLA VEGA, the defendants, conspired to distribute and possess with the intent to distribute was one kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of Title 21, United States Code, Section 841(b)(1)(A).

4. The controlled substance that JUAN HERNANDEZ, NICOLE MAISONET, MARIA ROLON, GILBERT TORRES, and JOHN VIEIRA, A/K/A a/k/a "John-John," the defendants, conspired to distribute and possess with the intent to distribute was 100 grams and more of mixtures and substances containing a detectable amount of

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

5. The controlled substance that CRISTIAN FERNANDEZ, JOHNNY FERNANDEZ, JUAN PABLO RENDON-INZUNZA, GABRIEL ORTIZ, a/k/a "Bebe," and EDGARDO RUIZ, a/k/a "Roro," the defendants, conspired to distribute and possess with the intent to distribute was 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers, in violation of Title 21, United States Code, Section 841(b) (1) (B) .

OVERT ACTS

6. 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 December 12, 2017, in Port Chester, New York, CRISTIAN FERNANDEZ, the defendant, sold approximately 450 grams of heroin, among other things, to a confidential informant.

b. On or about January 11, 2018, JESUS GONZALEZ and CRISTIAN FERNANDEZ, the defendants, conducted a narcotics transaction in and around Brooklyn, New York.

c. On or about March 7, 2018, JUAN HERNANDEZ and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation

about a customer looking to purchase kilogram quantities of narcotics.

d. On or about January 14, 2018, JUAN PABLO RENDON-INZUNZA and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about, among other things, mixing and selling narcotics.

e. On or about December 29, 2017, in Port Chester, New York, NICOLE MAISONET, the defendant, delivered to CRISTIAN FERNANDEZ, the defendant, approximately \$14,000 toward a narcotics debt of GABRIEL ORTIZ, a/k/a "Bebe," the defendant.

f. On or about January 9, 2018, GABRIEL ORTIZ, a/k/a "Bebe," and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about, among other things, dividing a new batch of low-quality narcotics among ORTIZ, FERNANDEZ, and EDGARDO RUIZ, a/k/a "Roro," the defendant, for resale.

g. On or about February 13, 2018, MARIA ROLON and NICOLE MAISONET, the defendants, had a telephone conversation in which ROLON, among other things, provided instructions to MAISONET regarding a co-conspirator who had an outstanding narcotics debt.

h. On or about February 16, 2018, EDGARDO RUIZ, a/k/a "Roro," and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about, among other things, selling heroin, including to a customer from Philadelphia.

i. On or about February 22, 2018, HECTOR SANCHEZ, a/k/a "Tito," and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about, among other things, selling heroin.

j. On or about February 23, 2018, GILBERT TORRES and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about TORRES'S purchasing of heroin from FERNANDEZ for resale.

k. On or about October 13, 2017, in Port Chester, New York, FABIOLA VEGA and CRISTIAN FERNANDEZ, the defendants, sold approximately 300 grams of heroin, among other things, to a confidential informant.

l. On or about January 21, 2018, JOHN VIEIRA, a/k/a "John-John," and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation about how much heroin VIEIRA's "uncle," GILBERT TORRES, the defendant, would buy from FERNANDEZ for resale.

m. On or about December 24, 2017, CRISTIAN FERNANDEZ and FABIOLA VEGA, the defendants, had a telephone conversation in which they discussed that an associate of JUAN PABLO RENDON-INZUNZA, the defendant, had one kilogram of INZUNZA's methamphetamine ("crystal"), among other narcotics.

n. On or about January 20, 2018, CRISTIAN FERNANDEZ and GABRIEL ORTIZ, a/k/a "Bebe," the defendants, had a telephone conversation in which ORTIZ relayed that EDGARDO RUIZ, a/k/a

"Roro," the defendant, reported that a narcotics shipment was delayed and that ORTIZ had customers who were waiting for "crystals," among other narcotics.

o. On or about April 11, 2018, in Port Chester, New York, JOHNNY FERNANDEZ, the defendant, sold approximately 124 grams of a mixture and substance containing a detectable amount of methamphetamine, its salts, isomers, or salts of its isomers, to a confidential informant, in a transaction that had been arranged by CRISTIAN FERNANDEZ, the defendant.

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

COUNT TWO
(Conspiracy to Deal in Firearms without a License)

The Grand Jury further charges:

7. Between in or about 2017 and in or about 2018, in the Southern District of New York and elsewhere, CRISTIAN FERNANDEZ, JUAN HERNANDEZ, EDGARDO RUIZ, a/k/a "Roro," GILBERT TORRES, and FABIOLA VEGA, the defendants, and others known and unknown, willfully and knowingly did combine, conspire, confederate, and agree together and with each other, to commit an offense against the United States, to wit, a violation of Title 18, United States Code, Section 922(a)(1)(A).

8. It was a part and object of the conspiracy that CRISTIAN FERNANDEZ, JUAN HERNANDEZ, EDGARDO RUIZ, a/k/a "Roro," GILBERT TORRES, and FABIOLA VEGA, the defendants, and others known and unknown, not being licensed importers, licensed

manufacturers, and licensed dealers of firearms within the meaning of Chapter 44, Title 18, United States Code, would and did willfully and knowingly engage in the business of importing, manufacturing, and dealing in firearms, and in the course of such business would and did ship, transport, and receive firearms in interstate and foreign commerce, in violation of Title 18, United States Code, Section 922(a)(1)(A).

OVERT ACTS

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

a. On or about October 13, 2017, in Port Chester, New York, FABIOLA VEGA, the defendant, sold a 9mm handgun and approximately 300 grams of heroin to a confidential informant.

b. On or about December 3, 2017, JUAN HERNANDEZ and CRISTIAN FERNANDEZ, the defendants, had a telephone conversation in which HERNANDEZ said that he provided FERNANDEZ's phone number to a gun supplier.

c. On or about December 12, 2017, in Port Chester, New York, CRISTIAN FERNANDEZ, the defendant, sold an AK-47 firearm, a pistol grip shotgun, and 450 grams of heroin, to a confidential informant.

d. On or about January 18, 2018, EDGARDO RUIZ, a/k/a "Roro," and CRISTIAN FERNANDEZ, the defendants, had a telephone

conversation about, among other things, RUIZ receiving .32 caliber firearms.

e. On or about February 6, 2018, in Port Chester, New York, CRISTIAN FERNANDEZ, the defendant, sold a .32 caliber revolver to a confidential informant.

f. On or about January 28, 2018, GILBERT TORRES and CRISTIAN FERNANDEZ, the defendants, discussed TORRES's efforts to procure a .45 caliber firearm for FERNANDEZ.

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

COUNT THREE

(Possession of Firearm in Furtherance of Drug-Trafficking Crime)

The Grand Jury further charges:

10. On or about October 13, 2017, in the Southern District of New York and elsewhere, FABIOLA VEGA, the defendant, during and in relation to a drug trafficking crime for which she may be prosecuted in a court of the United States, to wit, conspiracy to distribute and to possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 846, as charged in Count One, knowingly did use and carry a firearm, and in furtherance of such crime, did possess a firearm.

(Title 18, United States Code, Section 924(c)(1)(A)(i).)

COUNT FOUR
(Possession of Firearm in Furtherance of Drug-Trafficking Crime)

The Grand Jury further charges:

11. On or about December 12, 2017, in the Southern District of New York and elsewhere, CRISTIAN FERNANDEZ, the defendant, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, to wit, conspiracy to distribute and to possess with intent to distribute controlled substances, in violation of Title 21, United States Code, Section 846, as charged in Count One, knowingly did use and carry a firearm, and in furtherance of such crime, did possess a firearm.

(Title 18, United States Code, Section 924(c)(1)(A)(i).)

FORFEITURE ALLEGATION WITH RESPECT TO COUNT ONE

12. As a result of committing the offense alleged in Count One of this Indictment, CRISTIAN FERNANDEZ, JOHNNY FERNANDEZ, JESUS GONZALEZ, JUAN HERNANDEZ, JUAN PABLO RENDON-INZUNZA, NICOLE MAISONET, GABRIEL ORTIZ, a/k/a "Bebe," MARIA ROLON, EDGARDO RUIZ, a/k/a "Roro," HECTOR SANCHEZ, a/k/a "Tito," GILBERT TORRES, FABIOLA VEGA, and JOHN VIEIRA, a/k/a "John-John," the defendants, shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853, any and all property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of said offense and any and all property used, or intended to be used, in any

manner or part, to commit, or to facilitate the commission of, said offense, including but not limited to a sum of money in United States currency representing the amount of proceeds traceable to the commission of said offense that the defendants personally obtained.

Substitute Assets Provision

13. If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

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

(Title 21, United States Code, Section 853.)



FOREPERSON

A handwritten signature in cursive script that reads "Geoffrey S. Berman".

GEOFFREY S. BERMAN
United States Attorney

