

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - X
UNITED STATES OF AMERICA :
- v, - :
RALPH BERRY and :
FRANK LOPEZ, :
Defendants. :
- - - - - X

SEALED INDICTMENT

20 Cr.

20 CRIM 84

COUNT ONE

The Grand Jury charges:

1. On or about June 21, 2000, in the Southern District of New York and elsewhere, RALPH BERRY and FRANK LOPEZ, the defendants, willfully and knowingly, during and in relation to a drug trafficking crime for which they may be prosecuted in a court of the United States, namely, a conspiracy to distribute mixtures and substance containing a detectable amount of cocaine base, in a form commonly known as "crack," did use and carry a firearm, and, in furtherance of such drug trafficking crime, did possess a firearm, and in the course of that drug trafficking crime did, through the use of a firearm, cause the death of Caprice Jones in the vicinity of 751 East 161st Street in the Bronx, which killing was murder as defined in Title 18, United States Code, Section 1111(a), and did aid and abet the same.

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


COUNT TWO

The Grand Jury further charges:

2. On or about June 21, 2000, in the Southern District of New York, while engaged in an offense punishable under Section 841(b)(1)(A) of Title 21, United States Code, namely a conspiracy to distribute 280 grams and more of mixtures and substance containing a detectable amount of cocaine base, in a form commonly known as "crack," RALPH BERRY and FRANK LOPEZ, the defendants, intentionally and knowingly killed and counseled, commanded, induced, procured, and caused the intentional killing of Caprice Jones and such killing resulted, and did aid and abet the same, to wit, BERRY handed a gun to LOPEZ, and LOPEZ shot Jones in the vicinity of 751 East 161st Street in the Bronx, causing his death.

(Title 21, United States Code, Section 848(e)(1)(A); Title 18, United States Code, Section 2.)


FOREPERSON


GEOFFREY S. BERMAN
United States Attorney

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v.

RALPH BERRY and
FRANK LOPEZ,

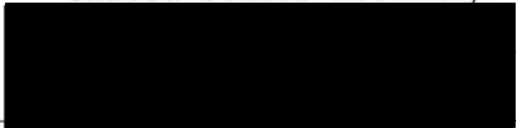
Defendants.

SEALED INDICTMENT

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(18 U.S.C. §§ 924(j)(1) and 2, and
21 U.S.C. § 848(e)(1)(A).)

GEOFFREY S. BERMAN
United States Attorney


Foreperson
