

SEALED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
September 2013 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAT MINH TO,
aka Tony,

Defendant.

Case No. 14 CR 220 MMA

I N D I C T M E N T

Title 21, U.S.C., Sec. 841(a)(1) - Possession of Methamphetamine with Intent to Distribute; Title 18, U.S.C., Secs. 922(g)(1) and 924(a)(2) - Felon in Possession of a Firearm; Title 18, U.S.C., Sec. 924(d)(1), Title 28, U.S.C., Sec. 2461(c), and Title 21, U.S.C., Sec. 853 - Criminal Forfeiture

The grand jury charges:

Count 1

On or about November 23, 2013, within the Southern District of California, defendant DAT MINH TO, aka Tony, did knowingly and intentionally possess, with intent to distribute, at least 5 grams of methamphetamine (actual), a Schedule II Controlled Substance; in violation of Title 21, United States Code, Section 841(a)(1).

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1 3. The allegation contained in Count 1 is realleged and by its
2 reference fully incorporated herein for the purpose of alleging
3 forfeiture to the United States of America pursuant to the provisions
4 of Title 21, United States Code, Section 853.

5 4. As a result of the commission of the felony offense alleged
6 in Count 1 of this indictment, said violation being punishable by
7 imprisonment for more than one year and pursuant to Title 21, United
8 States Code, Sections 853(a)(1) and 853(a)(2), defendant DAT MINH TO,
9 aka Tony, shall, upon conviction, forfeit to the United States all his
10 rights, title and interest in any and all property constituting, or
11 derived from, any proceeds the defendant obtained, directly or
12 indirectly, as the result of the offenses, and any and all property
13 used or intended to be used in any manner or part to commit and to
14 facilitate the commission of the violations alleged in Count 1 of this
15 indictment.

16 5. If any of the above-described forfeitable property, as a
17 result of any act or omission of the defendant -

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


25 //
26 //
27 //
28 //

1 it is the intent of the United States, pursuant to Title 21, United
2 States Code, Section 853(p), to seek forfeiture of any other property
3 of the defendant up to the value of the said property listed above as
4 being subject to forfeiture.


5 All in violation of Title 21, United States Code, Section 853.

6 DATED: January 31, 2014.

7 A TRUE BILL:

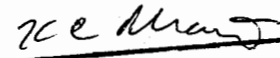
8 
9 _____
Foreperson

10 LAURA E. DUFFY
11 United States Attorney

12 By: 
13 A. DALE BLANKENSHIP
14 Assistant U.S. Attorney

I hereby attest and certify on 2/3/14
That the foregoing document is a full, true and correct
copy of the original on file in my office and in my legal
custody.

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

By  Deputy

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

SEALED

UNITED STATES OF AMERICA

V.

Dat Minh To (1) aka Tony

WARRANT FOR ARREST

Case Number: 14CR0220-MMA

NOT FOR PUBLIC VIEW

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest Dat Minh To (1) aka Tony
Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

- Indictment
- Information
- Complaint
- Order of Court
- Violation Notice
- Probation Violation Petition
- Pretrial Violation

charging him or her with (brief description of offense):

21:841(a)(1) - Possession of Methamphetamine with Intent to Distribute
18:922(g)(1) and 924(a)(2) - Felon in Possession of a Firearm
18:924(d)(1); 28:2461(c) and 21:853 - Criminal Forfeiture

In violation of Title See Above United States Code, Section(s) _____

John Morrill
Name of Issuing Officer

Acting Clerk of the Court
Title of Issuing Officer

s/ K. Martin-Brown
Signature of Deputy 

1/31/2014 San Diego, CA
Date and Location

Bail fixed at \$ No Bail

by The Honorable David H. Bartick
Name of Judicial Officer

RETURN		
This warrant was received and executed with the arrest of the above-named defendant at _____		
DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		