

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF PUERTO RICO

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U.S. DISTRICT COURT
SAN JUAN, P.R.
2014 JUN 16 PM 5:09

UNITED STATES OF AMERICA,

Plaintiff,

v.

[1] JAVIER CARRILLO, aka "Cara Ancha,"
"Ojos Lindos," "Juan Gonzalez," "Gabriel,"
(Counts One through Three)

[2] ALEX RUDOLPH ANTONIO REED, aka
"Feo,"

(Counts One through Three)

[3] JOSE ANGEL BURGOS-RODRIGUEZ,
aka "Che," "Dragoncito,"

(Counts One through Four)

[4] HECTOR MANUEL PEREZ-
ARIZMENDI, aka "Cachete," "Gallo," "Lay,"

(Counts One through Three)

[5] JOSE MIGUEL-RODRIGUEZ,

(Counts One through Three)

[6] CARLOS GILBERTO MIRANDA-RIOS,
aka "El Gordo,"

(Counts One through Four)

[7] DELFIN ROBLES-ALVAREZ, aka "El
Indio," "Delfo,"

(Counts One through Four)

[8] NELSON TOMAS FELICIANO-
COLLAZO,

(Counts One through Three)

[9] WILFREDO ELI RIVERA-ZAYAS,

(Counts One through Three)

[10] JULIO MEJIA-LEYVA,

(Counts One through Three)

Defendants.

INDICTMENT

FILED UNDER SEAL

CRIMINAL NO. 14-439 (PG)

Violations:

(COUNT ONE)

Title 21, United States Code, Sections 959,
960, 963

(COUNT TWO)

Title 21, United States Code, Sections 952,
960, 963

(COUNT THREE)

Title 18, United States Code, Section
1956(a)(2)(A) & (B)(i) and (h).

(COUNT FOUR)

Title 18, United States Code, Section
1956(a)(1)(B)(i) and (h).

(FOUR COUNTS)

Forfeiture Allegations

INDICTMENT

THE GRAND JURY CHARGES:

COUNT ONE

**Distribution of a Controlled Substance for Purpose of Unlawful Importation
(Title 21, United States Code, Sections 959(a), 960(a)(3)&(b)(1)(B), 963)**

Beginning on a date unknown, but no later than in or about the year 2005, and continuing up to and until the return of the instant Indictment, in the country of Saint Martin, Netherlands Antilles, and elsewhere, and within the jurisdiction of this Court,

- [1] JAVIER CARRILLO, aka "Cara Ancha," "Ojos Lindos," "Juan Gonzalez," "Gabriel,"
- [2] ALEX RUDOLPH ANTONIO REED, aka "Feo,"
- [3] JOSE ANGEL BURGOS-RODRIGUEZ, aka "Che," "Dragoncito,"
- [4] HECTOR MANUEL PEREZ-ARIZMENDI, aka "Cachete," "Gallo," "Lay,"
- [5] JOSE MIGUEL-RODRIGUEZ,
- [6] CARLOS GILBERTO MIRANDA-RIOS, aka "El Gordo,"
- [7] DELFIN ROBLES-ALVAREZ, aka "El Indio," "Delfo,"
- [8] NELSON TOMAS FELICIANO-COLLAZO,
- [9] WILFREDO ELI RIVERA-ZAYAS,
- [10] JULIO MEJIA-LEYVA,

the defendants herein, did knowingly and intentionally combine, conspire, and agree with each other and others unknown to the Grand Jury to commit an offense against the United States, to wit: to knowingly and intentionally distribute and cause the distribution of five (5) kilograms or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II, Narcotic Drug Controlled Substance, intending and knowing that such cocaine would be unlawfully imported into the United States. All in violation of Title 21, United States Code, Sections 959(a), 960(a)(3)&(b)(1)(B), and 963.

OBJECT OF THE CONSPIRACY

The object of the conspiracy was to purchase large quantities of cocaine in Saint Martin, Netherlands Antilles to be imported and distributed in Puerto Rico, all for significant financial gain and profit.

MANNER AND MEANS OF THE CONSPIRACY

The manner and means by which the defendants and co-conspirators would accomplish and further the object of the conspiracy, among others, included the following:

1. It was part of the manner and means of the conspiracy that the defendants and their co-conspirators would obtain large amounts of cocaine in Saint Martin, Netherlands Antilles, which was then transported to Puerto Rico on board maritime vessels, commercial cargo planes, and private aircraft.
2. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would distribute wholesale and retail amounts of cocaine throughout Puerto Rico and the continental United States.
3. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would transport large sums of U.S. currency via aircraft and motor vessel to Saint Martin for the purchase of large quantities of cocaine.
4. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would perform different functions in furtherance of the organization's drug trafficking activities at various times during the conspiracy.
5. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would maintain and utilize "stash houses" for safekeeping of the cocaine and drug proceeds.
6. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would use veiled and coded references in their conversations to describe their narcotics transportation and distribution scheme.
7. It was further part of the manner and means of the conspiracy that the defendants and

their co-conspirators would use the blackberry messenger application as well as other means of communication to communicate with each other.

8. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would share information about the illegal activities for the purpose of avoiding detection and ensuring the success of their criminal organization.

9. It was further part of the manner and means of the conspiracy that some of the defendants and their co-conspirators would seek guidance from dead spirits prior to moving large amounts of cocaine and/or bulk cash as well as prior to allowing new persons to enter the drug trafficking organization.

All in violation of Title 21, United States Code, Sections 959(a), 960(a)(3)&(b)(1)(B), and 963.

COUNT TWO
Conspiracy to Import a Controlled Substance
(Title 21, United States Code, Sections 952(a) and 960(a)(1)&(b)(1)(B), and 963)

Beginning on a date unknown, but no later than in or about the year 2005, and continuing up to and until the return of the instant Indictment, in the country of Saint Martin, Netherlands Antilles, and in the District of Puerto Rico and elsewhere within the jurisdiction of this Court,

- [1] JAVIER CARRILLO, aka "Cara Ancha," "Ojos Lindos," "Juan Gonzalez," "Gabriel,"
- [2] ALEX RUDOLPH ANTONIO REED, aka "Feo,"
- [3] JOSE ANGEL BURGOS-RODRIGUEZ, aka "Che," "Dragoncito,"
- [4] HECTOR MANUEL PEREZ-ARIZMENDI, aka "Cachete," "Gallo," "Lay,"
- [5] JOSE MIGUEL-RODRIGUEZ,
- [6] CARLOS GILBERTO MIRANDA-RIOS, aka "El Gordo,"
- [7] DELFIN ROBLES-ALVAREZ, aka "El Indio," "Delfo,"
- [8] NELSON TOMAS FELICIANO-COLLAZO,
- [9] WILFREDO ELI RIVERA-ZAYAS,
- [10] JULIO MEJIA-LEYVA,

the defendants herein, did knowingly and intentionally combine, conspire, and agree with each other and others unknown to the Grand Jury to commit an offense against the United States, to wit: to import into the United States from a place outside thereof, that is, from Saint Maarten, Netherlands Antilles, five (5)

kilograms or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II, Narcotic Drug Controlled Substance. All in violation of Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(1)(B), and 963.

COUNT THREE
Conspiracy to Launder Monetary Instruments
(Title 18, United States Code, Section 1956(h))

In or about the year 2009, and continuing up to and until the return of the instant Indictment, in the District of Puerto Rico, in the country of Saint Martin, Netherlands Antilles, and within the jurisdiction of this Court,

- [1] JAVIER CARRILLO, aka "Cara Ancha," "Ojos Lindos," "Juan Gonzalez," "Gabriel,"
- [2] ALEX RUDOLPH ANTONIO REED, aka "Feo,"
- [3] JOSE ANGEL BURGOS-RODRIGUEZ, aka "Che," "Dragoncito,"
- [4] HECTOR MANUEL PEREZ-ARIZMENDI, aka "Cachete," "Gallo," "Lay,"
- [5] JOSE MIGUEL-RODRIGUEZ,
- [6] CARLOS GILBERTO MIRANDA-RIOS, aka "El Gordo,"
- [7] DELFIN ROBLES-ALVAREZ, aka "El Indio," "Delfo,"
- [8] NELSON TOMAS FELICIANO-COLLAZO,
- [9] WILFREDO ELI RIVERA-ZAYAS,
- [10] JULIO MEJIA-LEYVA,

the defendant herein, did knowingly combine, conspire, and agree with other persons both known and unknown to the Grand Jury to commit offenses against the United States in violation of Title 18, United States Code, Section 1956, to wit: the transportation of monetary instruments or funds in excess of twelve million dollars (\$12,000,000.00) in United States currency from a place inside the United States, to wit: Puerto Rico, to a place outside the United States, to wit: Saint Martin, Netherland Antilles, with the intent to promote the carrying on of specified unlawful activity and knowing that the monetary instruments or funds involved in the transportation represented the proceeds of some form of unlawful activity and that such transportation was designed in whole or in part to conceal and disguise the nature, location, source, ownership and control of the proceeds of the specified unlawful activity, that is, the felonious manufacture, importation, receiving, concealment, buying, selling, and otherwise dealing in

controlled substances (as defined in section 102 of the Controlled Substances Act), set forth in Title 18, United States Code, Section 1961, punishable under any law of the United States including Title 21, United States Code, Sections 952 and 963. All in violation of Title 18, United States Code, Section 1956(a)(2)(A) & (B)(i) and (h).

COUNT FOUR
Conspiracy to Launder Monetary Instruments
(Title 18, United States Code, Section 1956(h))

Beginning on a date unknown, but no later than in or about the year 2009, and continuing up to and until 2011, in the District of Puerto Rico, elsewhere, and within the jurisdiction of this Court,

[3] JOSE ANGEL BURGOS-RODRIGUEZ, aka "Che," "Dragoncito,"
[6] CARLOS GILBERTO MIRANDA-RIOS, aka "El Gordo,"
[7] DELFIN ROBLES-ALVAREZ, aka "El Indio," "Delfo,"

the defendants herein, did knowingly combine, conspire, and agree with each other and with other persons known and unknown to the Grand Jury to commit offenses against the United States in violation of Title 18, United States Code, Sections 1956, to wit, to knowingly conduct and attempt to conduct financial transactions affecting interstate commerce and foreign commerce, which transactions involved the proceeds of specified unlawful activity, that is, the felonious manufacture, importation, receiving, concealment, buying, selling, or otherwise dealing in controlled substances (as defined in section 102 of the Controlled Substances Act), set forth in Title 18, United States Code, Section 1961, punishable under any law of the United States including Title 21, United States Code, Sections 841(a)(1), 846, 952, 960, and 963, in excess of one million two hundred thousand dollars (\$1,200,000.00) in U.S. currency, knowing that the transactions were designed in whole or in part to conceal and disguise the nature, location, source, ownership, and control of the proceeds of specified unlawful activity, and that while conducting and attempting to conduct such financial transactions, knew that the property involved in the financial transactions represented the proceeds of some form of unlawful activity, in violation of Title

18, United States Code, Section 1956(a)(1)(B)(i). All in violation of Title 18, United States Code, Section 1956(h).

I. OBJECT OF THE CONSPIRACY

It was object of the conspiracy, among others, to conceal and disguise drug trafficking proceeds derived by [3] **JOSE ANGEL BURGOS-RODRIGUEZ, aka “Che,” “Dragoncito,”** [6] **CARLOS GILBERTO MIRANDA-RIOS, aka “El Gordo,”** and [7] **DELFIN ROBLES-ALVAREZ, aka “El Indio,” “Delfo,”** and others known and unknown to the Grand Jury, as legitimate income derived from winnings from the Puerto Rico Lottery.

II. MANNER AND MEANS OF THE CONSPIRACY

The manner and means by which the defendants and co-conspirators would accomplish and further the object of the conspiracy, among others, included the following:

1. It was part of the manner and means of the conspiracy that the defendants and their co-conspirators had a point of contact within the Puerto Rico Lottery who would corruptly offer winning lottery tickets before they were claimed.
2. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would purchase the winning lottery tickets with proceeds from the cocaine sales, for the price of the winning ticket plus a twenty percent (20%) commission.
3. It was further part of the manner and means of the conspiracy that the defendants and their co-conspirators would redeem the winning ticket as though it had always been their own. The lottery would then issue a check for the winning amount to the co-conspirator who claimed the ticket, who could then deposit the check in their bank account as actual earned income, thereby laundering the underlying drug proceeds.

All in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i) and (h).

Controlled Substances- Forfeiture Allegation

1. The allegations contained in Counts One and Two of this Indictment are hereby re-alleged and incorporated for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Sections 853 and 970.

2. Pursuant to Title 21, United States Code, Sections 853 and 970, upon conviction of an offense in violation of Title 21, United States Code, Sections 952, 959, 960, 963, that is, one or more of the controlled substances offenses alleged in Counts One and Two of this Indictment, the defendants herein shall forfeit to the United States any property constituting, or derived from, any proceeds obtained, directly or indirectly, as a result of said offenses and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the offenses. The property to be forfeited includes, but is not limited to the following:

A. Money Judgment

a) A sum of money of at least ONE HUNDRED TWENTY-SEVEN MILLION DOLLARS (\$127,000,000) in United States currency, representing the amount of proceeds obtained as a result of the offenses charged in Counts One through Four, that is Title 21, United States Code, Sections 952, 959, 960, 963.

B. Real Property

a) All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, located at Barrio Hato Tejas, Bayamón, Puerto Rico, more particularly described as:

URBAN: Lot located at SIERRA BAYAMON DEVELOPMENT at Hato Tejas Ward in the Municipality of Bayamón, Puerto Rico, which is described in the inscription plans with the number, area and boundaries as follows: Lot No. 2 of Block 5, Area of 350.02 square meters. Bounding by the NORTH, with lot No. 3, in a distance of 25.00 meters; by the SOUTH, with lot No. 1, in a distance of 25.00 meters; by the EAST, with Street No. 5, in a distance of 11.994 meters and an arch; and by the WEST, with a shady

way, in a distance of 16.56 meters and an arch. It contains a residential dwelling for one family.

Property Number 364, recorded at page 262 of volume 12 of North Bayamón, Registry of Property, Third Section of Bayamón, Puerto Rico.

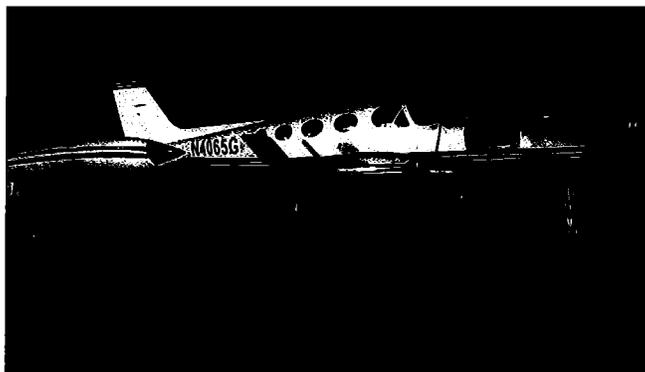
Registered owner: José Angel Burgos-Rodriguez

C. Airplanes

a) Aerostar-601 twin engine aircraft bearing tail number N77HA - OWNER: Hector PEREZ-Arizmendi.



b) Cessna 340A twin engine aircraft bearing tail number N4065G. – OWNER: Net Comm Solutions.



D. Substitute Assets

3. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b), each defendant shall forfeit substitute property, up to the value of

the amount described in paragraph two (2), if, by any act or omission of the defendants, the property described in paragraph two (2), or any portion thereof, cannot be located upon exercise of due diligence; has been transferred, sold to or deposited with a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty, including but not limited to:

a) All that lot or parcel of land, together with its buildings, appurtenances, improvements, fixtures, attachments and easements, located at Barrio Sabana Seca, Toa Baja, Puerto Rico, more particularly described as:

URBAN: Lot marked with the No. 8 of Block "MS" of the MANSION DEL SOL DEVELOPMENT, located at Sabana Seca Ward in the Municipality of Toa Baja, Puerto Rico, with a superficial area of 292.525 square meters. Bounding by the NORTH, in a distance of 9.42 meters, 2.75 meters and an arch of 0.86 meters, with Girasoles Street No. 2; EAST, in a distance of 23.50 meters, with lot No. 9; and by the WEST, in a distance of 23.50 meters, with lot No. 7. It contains a residential dwelling.

Property Number 27051, recorded at page 189 of volume 545 of Toa Baja, Registry of Property, Second Section of Bayamón, Puerto Rico.

Registered owner: Carlos Gilberto Miranda Rios and his wife Jesmil Negrón-Rivera.



Money Laundering – Forfeiture Allegation

1. The allegations contained in Counts Three and Four of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Sections 982(a)(1).

2. Pursuant to Title 18, United States Code, Section 982(a)(1), upon conviction of an offense in violation of Title 18, United States Code, Section 1956, the defendants, shall forfeit to the United States of America any property, real or personal, involved in such offense, and any property traceable to such property. The property to be forfeited includes, but is not limited to, the following:

A. Money Judgment

i. A sum of money equal to at least the amount charged in U.S. Currency, which represents the total amount of money proceeds and money involved in each offense or conspiracy to commit such offense, for which the defendants are convicted. If more than one defendant is convicted of an offense, the defendants so convicted are jointly and severally liable for the amount involved in such offense.

B. Substitute Property

i. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b), each defendant shall forfeit substitute property, up to the value of the amount described in paragraph 1, or any portion thereof, cannot be located upon the exercise of due diligence; has been transferred, sold to or deposited with a third party; has been placed beyond the jurisdiction of the court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty.

All in accordance with Title 18, United States Code, Section 982(a)(1) and Rule 32.2(a) of the Federal Rules of Criminal Procedure.

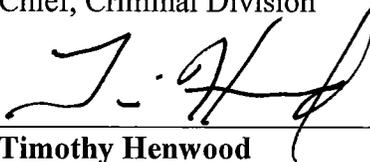
TRUE BILL

10, 2010

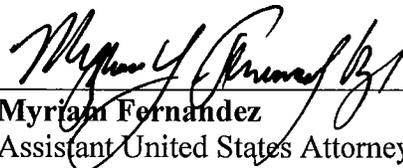
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United States Attorney



José Ruiz-Santiago
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