

APPENDIX 1

DEA-6 Report May 28, 2013

REPORT OF INVESTIGATION

Page 1 of 3

1. Program Code	2. Cross File <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	3. File No. CO-13-0061	4. G-DEP Identifier [REDACTED]
5. By: Anthony R Hart, SA At: Syracuse RO		6. File Title WILSON, Derrick	
7. <input type="checkbox"/> Closed <input type="checkbox"/> Requested Action Completed <input type="checkbox"/> Action Requested By:		8. Date Prepared 05-31-2013	
9. Other Officers: TFO Jeff Passino, TFO Sean Clere.			
10. Report Re: Acquisition of Exhibit 1 from Willie STRONG at 215 Cherry Street, Syracuse, NY on May 28, 2013.			

SYNOPSIS

This case is currently targeting an organization of CRACK COCAINE, HEROIN, and PCP dealers on the East Side of Syracuse who are all affiliated with a street gang known as "LAMA" or Lexington Avenue Midtown Assassins. This is a joint investigation with Syracuse Police, FBI, ATF, and the Onondaga County Sheriffs Office. During the third week in May 2013, SA Hart was advised by TFO Passino that he had debriefed a confidential source who had information about one of the alleged leaders and founding members of LAMA, Willie STRONG. The report below details a controlled buy of CRACK COCAINE from STRONG on May 28, 2013.

DETAILS

1. During the afternoon of May 28, 2013, SA Hart and TFO Passino met with the CS in Syracuse. The CS identified a mug shot photo of Willie STRONG as a CRACK Dealer he knows as "GRIMES." The CS stated that he/she has known STRONG for approximately one year and that he distributes COCAINE, CRACK COCAINE, and HEROIN from his recording studio located at 215 Cherry Street, Syracuse, NY. The CS stated that there was no legitimate business going on at the recording studio and that it was a "Front" for narcotics trafficking. There is also a barber shop inside the business but the CS has never seen anyone getting their hair cut there. According to the CS, STRONG has been shot nine times and STRONG runs the various corners/drug spots on Lexington Avenue and Fayette Streets and has a crew selling for

11. Distribution: Division	12. Signature (Agent) Anthony R Hart, SA	13. Date 05-31-2013
District	14. Approved (Name and Title) Christopher E Deyo, GS	15. Date 6-3-13
Other		

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REPORT OF INVESTIGATION <i>(Continuation)</i>	1. File No. CO-13-0061	2. G-DEP Identifier [REDACTED]
	3. File Title WILSON, Derrick	
4. Page 2 of 3	6. Date Prepared 05-31-2013	
5. Program Code		

him. STRONG uses cellular telephone 315-317-3638. STRONG makes routine trips down to New York City in order to reup his supply.

2. At approximately 5:16 PM, the CS placed an outgoing call to STRONG at 315-317-3638. This call was made in the presence of SA Hart. In sum and substance, STRONG and the CS agreed to meet in approximately ten minutes at STRONG's recording studio known to law enforcement as 215 Cherry Street (Salt City Nation/LAMA Entertainment). The CS and his/her vehicle were search for monies and contraband by SA Hart and TFO Passino. The CS was provided \$50.00 in OCSO pre recorded buy money and followed from the meet location over to 215 Cherry Street. TFO Clere has previously established surveillance at this location. At approximately 5:32 PM, the CS arrived at 215 Cherry Street as observed by TFO Clere. The CS was observed entering the business.

3. At approximately 5:35 PM, the CS exited the business as observed by TFO Clere and the CS was followed by SA Hart and TFO Passino to a pre determined meet spot. Upon arrival, the CS turned over Exhibit 1 to TFO Passino. The CS and his/her vehicle were searched by TFO Passino for additional monies or contraband with negative results. Exhibit 1 was field tested by TFO Passino as witnessed by SA Hart utilizing a NIK COCAINE Swab kit. The substance tested positive for the presence of COCAINE. Exhibit 1 was turned over to SA Hart.

4. The CS stated that he/she purchased the CRACK directly from STRONG and that STRONG had retrieved the substance from behind the counter inside the business. The CS was released a short time later. SA Hart and TFO Passino transported Exhibit 1 to the Syracuse R.O. where it was processed and placed in the overnight drug vault pending shipment to the North East Lab.

5. This investigation continues.

CUSTODY OF EVIDENCE

1. Exhibit 1: Consists of 29.5 ggw of suspected CRACK COCAINE. The above exhibit was purchased by an OCSO CS on 5-28-13 from target Willie STRONG at 215 Cherry Street, Syracuse, NY. Following the controlled buy, the

REPORT OF INVESTIGATION (Continuation)	1. File No. CO-13-0061	2. G-DEP Identifier [REDACTED]
	3. File Title WILSON, Derrick	
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5. Program Code		

exhibit was turned over to TFO Passino and SA Hart. The exhibit was transported to the Syracuse R.O. by SA Hart and TFO Passino and processed and was secured in the overnight drug vault by SA Hart as witnessed by TFO Passino. On 5-31-13, the exhibit was removed from the overnight drug vault by SA Hart as witnessed by TFO Lavigne and mailed to the North East Lab for analysis and safekeeping via RB 537278860US.

INDEXING

1. Willie STRONG, aka BG, aka Grimes [REDACTED] Sold \$50.00 of CRACK COCAINE to an OCSO confidential source on May 28, 2013. Alleged leader of street gang known as LAMA (Lexington Avenue Midtown Assassins). Owns recording studio at 215 Cherry Street, Syracuse, NY.

APPENDIX 2

DEA-6 Report June 6, 2013

REPORT OF INVESTIGATION

Page 1 of 2

1. Program Code	2. Cross File Related Files <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	3. File No. CO-13-0061	4. G-DEP Identifier
5. By: Robert E Hayhurst, TFO At: Syracuse RO		6. File Title WILSON, Derrick	
7. <input type="checkbox"/> Closed <input type="checkbox"/> Requested Action Completed <input type="checkbox"/> Action Requested By:		8. Date Prepared 06-07-2013	
9. Other Officers: TFO Jeff Passino, SPD Det. David Metz			
10. Report Re: Acquisition of Exhibit 2 from Willie STRONG at 215 Cherry St. Syracuse, NY, on 6/6/13.			

DETAILS

1. At approximately 4:20 P.M. TFO Passino, BPA Hayhurst and Det. Metz met with a CS in Syracuse. The CS made a phone call to Willie STRONG, at (315) 317-3638, as witnessed by TFO Passino. STRONG and the CS agreed to meet, in 10 minutes, at 215 Cherry St., the location of Salt City Nation\LAMA Entertainment. The CS and his vehicle were searched for money and contraband by TFO Passino and BPA Hayhurst. The CS was provided \$50.00 in SPD buy money and followed from the meet location to 215 Cherry St. SPD Det. Metz had already established surveillance at this location. The CS knocked on the door, but it was not opened for him. The CS returned to his vehicle and sent a text to STRONG, who replied he would be there shortly.

2. At approximately 5:00 P.M., a dark colored SUV, driven by a male, later identified by the CS as STRONG, pulled up to the front of 215 Cherry St. The CS got into the front seat of the SUV and conducted a hand to hand transaction with STRONG. At approximately 5:04 P.M. the CS exited the SUV and returned to his own vehicle. TFO Passino and BPA Hayhurst followed the CS back to the prearranged meet location. Once there, the CS turned over Exhibit 2 to TFO Passino. The CS and his vehicle were searched for money and contraband by TFO Passino, with negative results. Exhibit 2 was field tested by TFO Passino, using a NIK COCAINE swab kit. The substance tested positive for the presence of COCAINE. Exhibit 2 was turned over to BPA Hayhurst.

11. Distribution: Division	12. Signature (Agent) Robert E Hayhurst, TFO	13. Date 06-20-2013
District	14. Approved (Name and Title) Christopher E Deyo, GS	15. Date 6-27-13
Other		

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	3. File Title WILSON, Derrick	
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5. Program Code	6. Date Prepared 06-07-2013	

3. During a debriefing, the CS stated that he purchased the CRACK from STRONG via a second male, known to the CS as "STACKS", who was in the back seat. The CS advised that he/she gave the \$50.00 to STRONG, then "STACKS" gave the COCAINE to STRONG, who then handed it to the CS. The CS was released a short time later. BPA Hayhurst and TFO Passino transported Exhibit 2 to the Syracuse R.O. where it was processed and placed in the overnight drug vault pending shipment to the North East Lab.

4. This investigation continues.

CUSTODY OF EVIDENCE

1. Exhibit 2: Consists of 28.3 ggw of suspected CRACK COCAINE. The above exhibit was purchased by an OCSO CS on 5-28-13 from target Willie STRONG at 215 Cherry Street, Syracuse, NY. Following the controlled buy, the exhibit was turned over to TFO Passino and BPA Hayhurst. The exhibit was transported to the Syracuse R.O. by BPA Hayhurst and TFO Passino and processed and was secured in the overnight drug vault by BPA Hayhurst as witnessed by TFO Passino. On 6-7-13, the exhibit was removed from the overnight drug vault by BPA Hayhurst as witnessed by TFO Blanchfield and mailed to the North East Lab for analysis and safekeeping via RB537278895US.

INDEXING

1. Willie STRONG, aka BG, aka Grimes-[REDACTED] Sold \$50.00 of CRACK COCAINE to an OCSO confidential source on May 28, 2013. Sold another \$50.00 of CRACK COCAINE to the same CS on June 6, 2013. Alleged leader of street gang known as LAMA (Lexington Avenue Midtown Assassins). Owns recording studio at 215 Cherry Street, Syracuse, NY.

APPENDIX 3

DEA-6 Report June 20, 2013

REPORT OF INVESTIGATION

Page 1 of 3

1. Program Code	2. Cross File Related Files	3. File No. CO-13-0061	4. G-DEP Identifier X8000
5. By: Anthony R Hart, SA At: Syracuse RO	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	6. File Title WILSON, Derrick	
7. <input type="checkbox"/> Closed <input type="checkbox"/> Requested Action Completed <input type="checkbox"/> Action Requested By:		8. Date Prepared 06-21-2013	
9. Other Officers: TFO Jeff Passino, Det Dave Metz, Det Dan Babbage, SA Alicia Scanlon, TFO Dave Jones, TFO Brian Blanchfield, TFO Rob Hayhurst.			
10. Report Re: Acquisition of Exhibit 3 from Willie STRONG on 6-20-2013 at 215 Cherry Street, Syracuse, NY.			

SYNOPSIS

On June 20, 2013, a controlled buy of CRACK COCAINE was conducted with target Willie STRONG at his business located at 215 Cherry Street, Syracuse, NY. This was the third controlled buy in this investigation.

DETAILS

1. During the afternoon of June 20, 2013, SA Hart and TFO Passino met with an OCSO CS in Syracuse for the purpose of conducting a controlled purchase of CRACK COCAINE from Willie STRONG, aka "GRIMES."

2. At approximately 4:36 PM, the CS placed an outgoing call to STRONG at 315-317-3638. This call was made in the presence of SA Hart. Several attempts were made by the CS to contact STRONG, however they all went to voice mail. Agents decided at that point to send the CS over to STRONG's business, LAMA Entertainment, 215 Cherry Street, Syracuse, NY in order to attempt a controlled purchase of CRACK COCAINE. The CS and his/her vehicle were searched for monies and contraband by SA Hart and TFO Passino. The CS was provided \$50.00 in Syracuse Police pre recorded buy money which was provided by Detective Metz. Surveillance was established in the vicinity of 215 Cherry Street and SA Hart and TFO Passino followed the CS to the target location. At approximately 4:55 P.M., the CS arrived at 215 Cherry Street and was observed by Detective Babbage entering the front of the business.

11. Distribution: Division	12. Signature (Agent) Anthony R Hart, SA	13. Date 06-21-2013
District	14. Approved (Name and Title) Christopher E Deyo, GS	15. Date 6.21.13
Other <i>Scanlon</i>		

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REPORT OF INVESTIGATION <i>(Continuation)</i>	1. File No. CO-13-0061	2. G-DEP Identifier [REDACTED]
	3. File Title WILSON, Derrick	
4. Page 2 of 3		
5. Program Code	6. Date Prepared 06-21-2013	

3. At approximately 5:07 PM, STRONG was observed in the vicinity of the front of the business. STRONG met briefly with a black male subject who came from across the street. STRONG was then observed walking to Lexington Market a short distance away by Detectives Metz and Babbage. STRONG entered the store then exited the store a short time later and proceeded back to the vicinity of 215 Cherry Street. STRONG was observed going behind the business for a brief period of time then re-entering the business. At approximately 5:14 P.M., the CS exited the business as observed by Detective Babbage and entered his/her vehicle. The CS left the area and was followed by SA Hart and TFO Passino back to a pre determined meet spot meet spot. Upon arrival, the CS turned over Exhibit 3 to TFO Passino. The CS and his/her vehicle were searched by TFO Passino for additional monies or contraband with negative results.

4. The CS stated that he/she purchased the CRACK directly from STRONG and that STRONG had to go and get the substance because he was not keeping it at the store. STRONG was asleep according to the CS when he/she arrived and that was the reason he did not answer when the CS called. STRONG advised the CS that he saw four Syracuse Police cruisers near his store the other day and thought that he was being watched by the police. The CS was released a short time later. SA Hart and TFO Passino transported Exhibit 3 to the Syracuse R.O. Upon arrival, SA Hart conducted a field test of Exhibit 3 utilizing a NIK COCAINE Swab kit. The exhibit tested positive for the presence of COCAINE. The exhibit was processed by SA Hart and SA Scanlon where it was processed and placed in the overnight drug vault pending shipment to the North East Lab.

5. This investigation continues.

CUSTODY OF EVIDENCE

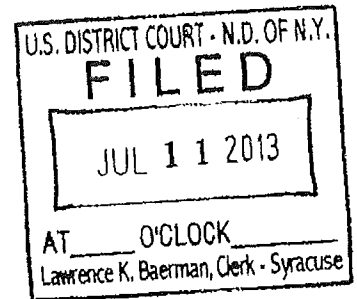
1. Exhibit 3: Consists of 27.3 ggw of suspected CRACK COCAINE. The exhibit was purchased by an OCSO CS on 6-20-13 from target Willie STRONG at 215 Cherry Street, Syracuse, NY. Following the controlled buy, the exhibit was turned over to TFO Passino and SA Hart. The exhibit was transported to the Syracuse R.O. by SA Hart and TFO Passino and processed and was secured in the overnight drug vault by SA Hart as witnessed by SA Scanlon. On 6-21-13, the exhibit was removed from the overnight drug vault by SA Hart as

APPENDIX 4(a)

July 11, 2013,

Verizon Pen Register Application

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK



IN RE APPLICATION OF THE
UNITED STATES OF AMERICA FOR
AN ORDER AUTHORIZING THE
INSTALLATION AND USE OF A PEN
REGISTER AND TRAP AND
TRACE DEVICE AND ACQUISITION
OF CELL SITE INFORMATION

MISC. NO. MATB#37

SEALED

Filed Under Seal

APPLICATION

The United States of America, moving by and through Assistant United States Attorney John M. Katko, its undersigned counsel, respectfully submits under seal this *ex parte* application for an order pursuant to 18 U.S.C §§ 3122-24 and 18 U.S.C. § 2703(d), authorizing the installation and use of pen registers and trap and trace devices ("pen-trap devices"), for the CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, cell phone number (315) 317-3638 (ESN: A1000013872A4E), and the acquisition of certain approximate location information for the target cell phone such as cell site information, and other dialing, routing, addressing, and signaling information that may be associated with communications to or from the target cell phone, as described in Attachment A to the proposed Order, in connection with a criminal investigation conducted by the Drug Enforcement Administration ("DEA"), the Federal Bureau of Investigation ("FBI"), the Syracuse Police Department (SPD), the Bureau of Alcohol, Tobacco and Firearms ("BATF") together with other law enforcement agencies, of Willie Strong and others regarding possible violations federal law, including but not limited to Title 21, United States Code, Section 841 [narcotics trafficking]. In support of this application, the United States asserts:

U.S.D.C. FOR THE NORTHERN DISTRICT OF NEW YORK

I, the undersigned Clerk of the Court; do hereby certify that this is a true, correct and full copy of the original document on file in my custody.

of paged (text) _____, # of pages including (exhibits) 11

Dated 7/11/2013 Lawrence K. Baerman, Clerk

by [Signature], Deputy Clerk.

LEGAL BACKGROUND

1. The Court may authorize the installation and use of pen-trap devices to collect prospective dialing, routing, signaling, and addressing information associated with wire and electronic communications, not including the contents of any communication, pursuant to 18 U.S.C. § 3122-24. The Court may order a cell phone provider to disclose records or other information relating to the provider's subscribers pursuant to 18 U.S.C. §§ 2703(c)(1) and (d). Based on the combined authority of these statutes, the United States seeks prospective location information and other dialing, routing, addressing, and signaling information concerning communications originating or terminating from the cell phone.

2. 18 U.S.C. § 3123(a)(1) gives the Court the authority to authorize the installation and use of pen-trap devices anywhere within the United States where the Court finds that an attorney for the Government has certified to the Court that the information likely to be obtained by such installation and use is relevant to an ongoing criminal investigation. Under 18 U.S.C. § 3122(b), an application for the authorization of a pen-trap device must include three elements: (1) "the identity of the attorney for the Government or the State law enforcement or investigative officer making the application"; (2) "the identity of the law enforcement agency conducting the investigation"; and (3) "a certification by the applicant that the information likely to be obtained is relevant to an ongoing criminal investigation being conducted by that agency." 18 U.S.C. § 3122(b).

3. The undersigned applicant is an "attorney for the government" as defined in Rule 1(b)(1) of the Federal Rules of Criminal Procedure.

4. The lead law enforcement agency conducting the investigation is the DEA, with assistance from the FBI, BATF, SPD and others law enforcement agencies.

5. The applicant hereby certifies that the information likely to be obtained by the requested pen-trap devices is relevant to an ongoing criminal investigation being conducted by the DEA, the FBI, the BATF the SPD, and other law enforcement agencies.

6. CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, is a provider of an electronic communications service, as defined in 18 U.S.C. § 2510(15), and/or a remote computing service, as defined in 18 U.S.C. § 2711(2). Accordingly, the United States may use a court order issued under 18 U.S.C. §§3122-24 and 18 U.S.C. §2703(d) to require CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, to disclose the items described in Section II of Attachment A.

7. This Court is a “court of competent jurisdiction” under 18 U.S.C. § 3122(a)(2) because it “has jurisdiction over the offense being investigated,” 18 U.S.C. § 3127(2)(A)(i).

8. A court order under 18 U.S.C. § 2703(d) “shall issue only if the governmental entity offers specific and articulable facts showing that there are reasonable grounds to believe that the contents of a wire or electronic communication, or the records or other information sought, are relevant and material to an ongoing criminal investigation.” 18 U.S.C. §2703(d). Accordingly, the next section of this application sets forth specific and articulable facts showing that there are reasonable grounds to believe that the records or other information described in Section II of Attachment A are relevant and material to an ongoing criminal investigation.

RELEVANT FACTS

9. A cellular telephone, or cell phone, is a mobile device that transmits and receives wire and electronic communications. Individuals using cell phones contract with service

providers, who maintain antenna towers covering specific geographic areas. In order to transmit or receive calls and data, a cell phone must send a radio signal to an antenna tower that, in turn, is connected to a cellular service provider's network.

10. In addition to a unique telephone number, each cell phone has one or more unique identifiers embedded inside it. Depending upon the cellular network and the device, the embedded unique identifiers for a cell phone could take several different forms, including an Electronic Serial Number ("ESN"), Mobile Serial Number ("MSN"), Electronic Identity Number ("MEIN"), a Mobile Identification Number ("MIN"), a Subscriber Identity Module ("SIM"), an International Mobile Subscriber Identifier ("IMSI"), a Mobile Subscriber Integrated Services Digital Network Number ("MSISDN"), or an International Mobile Station Equipment Identity ("IMEI"). When a cell phone connects to a cellular antenna or tower, it reveals its embedded unique identifiers to the cellular antenna or tower, and the cellular antenna or tower records those identifiers as a matter of course. The unique identifiers—as transmitted from a cell phone to a cellular antenna or tower—are like the telephone number of an incoming call. They can be recorded by pen-trap devices and indicate the identity of the cell phone device making the communication without revealing the communication's content.

11. CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, is a company that provides cellular telephone access to the general public. Providers of cellular telephone service have technical capabilities that allow them to collect data that identifies the "cell towers" (i.e., antenna towers covering specific geographic areas) that received radio signals from particular cell phones ("cell-site" location information). For each communication a cell phone makes, its cellular providers can typically determine: (1) the date and time of the communication; (2) the telephone numbers involved; (3) the cell tower to which the customer connected at the beginning

of the communication; (4) the cell tower to which the customer was connected at the end of the communication; and (5) the duration of the communication. Many cell towers divided their coverage up into multiple sectors (most often three 120-degree sectors). Where this is the case, the provider can usually identify the sector of the tower that transmitted the communication. However, cell towers are often a half-mile or more apart, even in urban areas, and can be 10 or more miles apart in rural areas. Furthermore, the tower closest to the cell phone does not necessarily serve every call made to or from that phone. Accordingly, this cell-site information allows law enforcement to determine only the general location of a cell phone.

12. In addition, a list of incoming and outgoing telephone numbers is generated when a cell phone is used to make or receive calls, or to send or receive text messages (which may include photographs, videos, and other data). These telephone numbers can be recorded by pen-trap devices and then used to identify the parties to a communication without revealing the communication's contents. A cell phone can also be used to exchange text messages with email accounts. Email addresses associated with those text messages can be recorded by pen-trap devices and then used to identify parties to a communication without revealing the communication's contents.

13. In April 2013, the DEA Syracuse Resident Office was advised by Syracuse Police that a narcotics organization was presently operating with relative impunity on the East Side of Syracuse, NY distributing kilogram quantities of COCAINE, CRACK COCAINE, HEROIN, and PCP. The organization is currently being led by Derrick WILSON, aka "D-Ellis," aka "Sonny Black," and is associated with a violent street gang known as "LAMA" or "Lexington Avenue Midtown Assassins." According to Gang Task Force investigators, LAMA has a documented history of gang related violence including homicides, shootings, robberies and

assaults. Through source debriefing, investigators have determined that one of the founding members of the organization, Willie STRONG, aka BG, aka GRIMES, regularly distributes narcotics and runs LAMA Entertainment located at 215 Cherry Street, Syracuse, NY. During the course of the investigation to date, this location has been identified as a "front" business where narcotics are regularly distributed and members of LAMA routinely congregate. Syracuse Police requested that the DEA, the FBI, and the BATF team with them and the SPD Violent Gang Task Force to dismantle this organization. A drug investigation was initiated by the DEA in the Spring of 2013 targeting WILSON, STRONG and their criminal associates.

14. Through a series of debriefings of reliable confidential sources (CS), information has been obtained that WILSON is supervising several crews of street level narcotics distributors on the East Side of Syracuse, specifically in the 100 block of Lexington Avenue, Columbus Park, and at the Section 8 Housing Complex known as Park Side Commons located at 1809 East Fayette Street. Since this investigation was initiated, controlled buys of narcotics have been made by Syracuse Police SID with some of WILSON's distributors and co-conspirators. CS's have advised that WILSON and his associates make regular trips to New York City in order to obtain kilogram quantities of COCAINE and HEROIN.

15. During the afternoon of May 28, 2013, SA Hart and DEA Task Force Officer Passino met with a confidential source, hereafter referred to as CS#1, in Syracuse relative to this investigation. The CS identified a mug shot photo of Willie STRONG as a CRACK COCAINE dealer he knows as "GRIMES." The CS stated that he/she has known STRONG for approximately one year and that STRONG distributes COCAINE, CRACK COCAINE, and HEROIN from his recording studio located at 215 Cherry Street, Syracuse, NY. The CS stated that there was no legitimate business going on at the recording studio and that it was a "Front"

for narcotics trafficking. There is also a barber shop inside the business. However, the CS has never seen anyone getting their hair cut there. According to the CS, STRONG has been shot nine times, STRONG runs the various corners/drug spots on Lexington Avenue and Fayette Streets, and he has a crew selling for him. STRONG uses cellular telephone 315-317-3638 (Target Telephone) according to the CS. STRONG makes routine trips down to New York City in order to get resupplied with drugs.

16. At approximately 5:16 PM, the CS placed an outgoing call to STRONG at 315-317-3638. This call was made in the presence of SA Hart. In sum and substance, STRONG and the CS agreed to meet approximately ten minutes later at STRONG's recording studio known to law enforcement to be located at 215 Cherry Street and called Salt City Nation/LAMA Entertainment. The CS and his/her vehicle were searched in advance for monies and contraband by SA Hart and TFO Passino with negative results. The CS was provided \$50.00 in OCSO pre-recorded buy money and followed from the meet location over to 215 Cherry Street. TFO Clere has previously established surveillance at this location. At approximately 5:32 PM, the CS arrived at 215 Cherry Street and conducted a hand to hand drug transaction with STRONG. The narcotics were turned over to SA Hart following the controlled buy and they field tested positive for the presence of COCAINE.

17. Additional controlled purchases of CRACK COCAINE were made from STRONG on June 6, 2013, and June 20, 2013, with the assistance of CS#1. On each instance: (1) he used the target telephone to facilitate the deals and (2) the substance the CS purchased from STRONG field tested positive for the presence of COCAINE.

18. Toll records have recently been acquired via administrative subpoena for the target telephone. An analysis of the records shows that several numbers calling to or from the

target telephone are associated with previous DEA investigations. This is along with the aforementioned controlled buys of drugs is indicative of a communication device utilized to facilitate narcotics distribution activities.

19. The applicant hereby certifies that the information likely to be obtained by the requested pen-trap devices is relevant to an ongoing criminal investigation being conducted by the DEA and other aforementioned agencies, as required by 18 U.S.C. § 3122(b)(2). Similarly, the facts set forth above show that there are reasonable grounds to believe that the records and information described in Section II of Attachment A are relevant and material to an ongoing criminal investigation, as required by 18 U.S.C. § 2703(d). Specifically, this information will help the United States and locate the individuals who are responsible for the events described above, and determine the nature and scope of their activities.

GOVERNMENT REQUESTS

20. For the reasons stated above, the United States requests that the Court enter an Order authorizing the installation and use of pen-trap devices to record, decode, and/or capture the dialing, routing, addressing, and signaling information described above, for each communication to or from the cell phone number described in Attachment A for each communication to or from the target cell phone, without geographic limit, and the acquisition of certain approximate location information for the target cell phone such as cell site information, and other dialing, routing, addressing, and signaling information that may be associated with communications to or from the target cell phone. The United States does not request and does not seek to obtain the contents of any communications, as defined in 18 U.S.C. § 2510(8), and does not seek GPS data.

21. The United States further requests that the Court authorize the foregoing installation and use for a period of sixty days from the date of the Court's Order, pursuant to 18 U.S.C. § 3123(c)(1).

22. The United States further requests, pursuant to 18 U.S.C. §§ 3123(b)(2) and 3124(a)-(b), that the Court order CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity providing wire or electronic communication service in the United States whose assistance may facilitate execution of this Order to furnish, upon service of the Order, information, facilities, and technical assistance necessary to install the pen-trap devices, including installation and operation of the pen-trap devices unobtrusively and with minimum disruption of normal service. Any entity providing such assistance shall be reasonably compensated by the DEA/FBI/BATF/SPD, pursuant to 18 U.S.C. § 3124(c), for reasonable expenses incurred in providing facilities and assistance in furtherance of this Order.

23. The United States further requests that the Court order CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity whose assistance may facilitate execution of this Order to notify the applicant and the DEA/FBI/BATF/SPD of any changes relating to the cell phone number described in Attachment A, and to provide prior notice to the applicant and the DEA/FBI/BATF/SPD before terminating or changing service to the cell phone number.

24. The United States further requests that the Court order that the DEA/FBI/BATF/SPD and the applicant have access to the information collected by the pen-trap devices as soon as practicable, twenty-four hours per day, or at such other times as may be acceptable to them, for the duration of the Order.

25. The United States further requests, pursuant to 18 U.S.C. § 3123(d)(2), that the Court order CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity whose assistance facilitates execution of this Order, and their agents and employees, not to disclose in any manner, directly or indirectly, by any action or inaction, including to the subscriber(s) of the target cell phone the existence of this application and Order, the resulting pen-trap devices, or this investigation, except as necessary to effectuate the Order, unless and until authorized by the Court, except that CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, may disclose this Order to an attorney representing them for the purpose of receiving legal advice. *See* 18 U.S.C. § 3123(d)(2). Such a requirement is justified because the Order relates to an ongoing criminal investigation that is neither public nor known to all of the targets of the investigation, and its disclosure may alert the targets to the ongoing investigation. Accordingly, there is reason to believe that notification of the existence of the Order will seriously jeopardize the investigation, including by giving targets an opportunity to flee from prosecution, destroy or tamper with evidence, endanger their own lives or safety, intimidate potential witnesses, change patterns of behavior, or notify confederates.

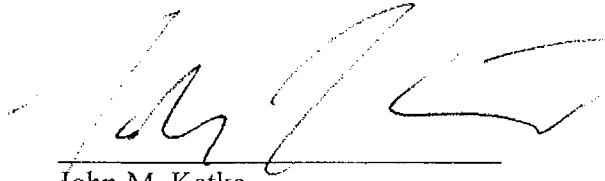
26. The United States further requests that this application and any resulting Order be sealed until otherwise ordered by the Court, pursuant to 18 U.S.C. § 3123(d)(1).

27. The United States further requests that the Clerk of the Court provide the United States Attorney's Office with three certified copies of this application and Order, and provide copies of this Order to the DEA/FBI/BATF/SPD and CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, upon request.

28. The foregoing is based on information provided to me in my official capacity by officers and agents of the DEA/FBI/BATF and SPD.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 11, 2013.

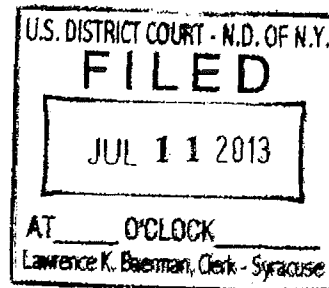
A handwritten signature in black ink, appearing to read 'John M. Katko', is written over a horizontal line.

John M. Katko
Assistant United States Attorney
Bar Roll No. 502457
United States Attorney's Office,
Northern District of New York
Syracuse, New York

APPENDIX 4(b)

July 11, 2013 Pen Register Order

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK



IN RE APPLICATION OF THE
UNITED STATES OF AMERICA FOR
AN ORDER AUTHORIZING THE
INSTALLATION AND USE OF A PEN
REGISTER AND TRAP AND
TRACE DEVICE AND ACQUISITION
OF CELL CITE INFORMATION

MISC. NO. MA 113 # 37

SEALED

Filed Under Seal

ORDER

Assistant United States Attorney John M. Katko, on behalf of the United States, has submitted an application pursuant to 18 U.S.C. §§ 3122 and 3123, and 18 U.S.C. § 2703(d), requesting that the Court issue an Order authorizing the installation and use of pen registers and trap and trace devices ("pen-trap devices") on the cell phone number described in Attachment A, which is incorporated into this Order by reference.

The Court finds that that an attorney for the government has submitted the application and has certified that the information likely to be obtained by such installation and use is relevant to an ongoing criminal investigation being conducted by the Drug Enforcement Administration ("DEA"), Syracuse Police Department ("SPD"), the Federal Bureau of Investigation ("FBI"), the Bureau of Alcohol, Tobacco and Firearms ("BATF"), and other law enforcement agencies, of Willie Strong and others known and unknown in connection with possible violations of 21 U.S.C. § 841.

The Court further finds that the application contains specific and articulable facts that establish reasonable grounds to believe that the requested pen register, trap and trace, and related

U.S.D.C. FOR THE NORTHERN DISTRICT OF NEW YORK
I, the undersigned Clerk of the Court; do hereby certify that this
is a true, correct and full copy of the original document on file in
my custody.

of paged (text) _____, # of pages including (exhibits) 5
Dated 7/11/2013 Lawrence K. Baerman, Clerk
by [Signature] Deputy Clerk

approximate location information, are relevant to an ongoing criminal investigation. *See* 18 U.S.C. § 2703(d).

IT IS THEREFORE ORDERED, pursuant to 18 U.S.C. § 3123, that the DEA, FBI, BATF and SPD may install and use pen-trap devices to record, decode, and/or capture dialing, routing, addressing, and signaling information, associated with each communication to or from the cell phone number described in Attachment A, including the date, time, and duration of the communication, and the acquisition of certain approximate location information for the target cell phone such as cell site information, and other dialing, routing, addressing, and signaling information that may be associated with communications to or from the target cell phone, and the following, without geographic limit:

- IP addresses associated with the cell phone device or devices used to send or receive electronic communications
- Any unique identifiers associated with the cell phone device or devices used to make and receive calls with cell phone number described in Attachment A, or to send or receive other electronic communications, including the ESN, MSN, MEIN, IMSI, IMEI, SIM, MSISDN, or MIN
- IP addresses of any websites or other servers to which the cell phone device or devices connected
- Source and destination telephone numbers and email addresses

IT IS FURTHER ORDERED, pursuant to 18 U.S.C. § 3123(c)(1), that the use and installation of the foregoing is authorized for sixty days from the date of this Order;

IT IS FURTHER ORDERED, pursuant to 18 U.S.C. §§ 3123(b)(2) and 3124(a)-(b), that CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity

providing wire or electronic communication service in the United States whose assistance may, pursuant to 18 U.S.C. § 3123(a), facilitate the execution of this Order shall, upon service of this Order, furnish information, facilities, and technical assistance necessary to install the pen-trap devices, including installation and operation of the pen-trap devices unobtrusively and with minimum disruption of normal service;

IT IS FURTHER ORDERED that the DEA, FBI, BATF and SPD reasonably compensate CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity whose assistance facilitates execution of this Order for reasonable expenses incurred in complying with this Order;

IT IS FURTHER ORDERED that CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity whose assistance may facilitate execution of this Order notify the applicant and the DEA, FBI, BATF and SPD of any changes relating to the cell phone number described in Attachment A, including changes to subscriber information, and to provide prior notice to the DEA, FBI, BATF and SPD before terminating or changing service to the cell phone number;

IT IS FURTHER ORDERED that the DEA, FBI, BATF, SPD and the applicant have access to the information collected by the pen-trap devices as soon as practicable, twenty-four hours per day, or at such other times as may be acceptable to the DEA, FBI, BATF and SPD, for the duration of the Order;

IT IS FURTHER ORDERED, pursuant to 18 U.S.C. § 3123(d)(2), that CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, and any other person or entity whose assistance facilitates execution of this Order, and their agents and employees, shall not disclose in any manner, directly or indirectly, by any action or inaction, the existence of the application and this

Order, the pen-trap devices, or the investigation to any person, except as necessary to effectuate this Order, unless and until otherwise ordered by the Court, except that CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, may disclose this Order to their attorney for the purpose of receiving legal advice;

IT IS FURTHER ORDERED that the Clerk of the Court shall provide the United States Attorney's Office with three certified copies of this application and Order, and shall provide copies of this Order to the DEA, FBI, BATF, SPD and CELLCO PARTNERSHIP, d/b/a VERIZON WIRELESS, upon request;

IT IS FURTHER ORDERED that the application and this Order are sealed until otherwise ordered by the Court, pursuant to 18 U.S.C. § 3123(d)(1).

July 11, 2013
Date

Andrew Baxter
Hon. Andrew Baxter
United States Magistrate Judge

ATTACHMENT A

I. The Target Cell Phone

The Order applies to certain information associated with the following cell phone number: (315) 317-3638; ESN: A1000013872A4E (the "target cell phone").

II. Information To Be Collected With Pen-Trap Devices

The pen-trap devices are authorized to collect the following information for the target cell phone listed in Part I of this Attachment:

a. Pursuant to 18 U.S.C. §§ 3122-24

All dialing, routing, addressing, and signaling information associated with each communication to and from the target cell phone, including, but not limited to:

- i. Any unique identifiers associated with the cell phone, including ESN, MEIN, MSISDN, IMSI, IMEI, SIM, or MIN;
- ii. Source and destination telephone numbers and email addresses; and
- iii. Date, time, and duration of all communications.

b. Pursuant to 18 U.S.C. §§ 3122-24 and 18 U.S.C. 2703(d)

- i. All data about the cell towers (i.e., antenna towers covering specific geographic areas) and sectors (i.e., faces of the towers) to which the target cell phone will connect at the beginning and end of each communication.

[Return to Roadmap](#)

APPENDIX 5(a)

January 6, 2016, Subpoena to Verizon
Custodian of Records

1/6/2016 4:28:13 PM

Verizon Legal Compliance

Verizon

Page 3

KENNETH M. MOYNIHAN
ATTORNEY AT LAW

Facsimile: 1-325-949-6916

January 6, 2016

Verizon Legal Compliance
Custodian of Record
2701 S. Johnson Street
MC-TXD01613
San Angelo, TX 75904

RE: United States v. Derrick Wilson
14-CR-273 (GTS)

Dear Sir/Madam:

Enclosed herewith is an executed Subpoena regarding the above-referenced matter.
Kindly provide the requested documents at your soonest convenience.

Respectfully,

Kenneth M. Moynihan

Kenneth M. Moynihan

Enclosure

120 EAST WASHINGTON STREET, SUITE 825, SYRACUSE, NEW YORK 13202
PHONE 315/424-4944 -- KENNETHMOYNIHANLAWOFFICE.COM -- FAX 315/488/8860
ADMITTED NY & PA

1/8/2016 4:29:15 PM

Verizon Legal Compliance

Verizon

Page 4

AO 87 (Rev. 03/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case

UNITED STATES DISTRICT COURT
for theUnited States of America
v.
Derrick Wilson
Defendant

Case No. 14-cr-273 (GTS)

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: Verizon Legal Compliance, Custodian of Record
2701 S. Johnson Street
MC-TX001618
San Angelo, TX 76904

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance:	United States District Court Northern District of New York Syracuse, NY	Courtroom No.:	11th Floor
		Date and Time:	

You must also bring with you the following documents, electronically stored information, or objects (blank if not applicable):

Phone call records, incoming and outgoing, for number 315-917-3838 for the time period of April 1, 2013 through August 31, 2013.

(SEAL)

Date:

January 6, 2016

District Judge

CLERK OF COURT

Signature of Clerk or Deputy Clerk

District Judge

The name, address, e-mail, and telephone number of the attorney representing (name of party)
who requests this subpoena, are:

Derrick Wilson

Kenneth M. Moynihan
120 East Washington Street
Syracuse, NY 13202
315-424-4844

APPENDIX 5(b)

January 7, 2016, Fax Response from Verizon
Custodian of Records, Cristina Careri

Verizon Wireless Workflow Manager**FAX COVER PAGE**

To	Kenneth M Moynihan
To Fax Number	8888118860
From Analyst	Cristina Careri
From Phone Number	8004515242
From Fax Number	8886670028
Case ID	160003509

Comments:

case# 160003509

that number was no active during the time frame requested

Please note, VzW fax
numbers have
changed to:

Subpoenas : 888-667-0028
Court Orders : 888-667-0026
Surveillance : 800-267-9129
Exigent : 800-345-6720

Please note that the time reflected on any call detail report or bill copy is reflective of the switch that processed the call, which may not be the same as the clock time at the cell site where the call was initiated.

The information contained in this message and any attachment may be proprietary, confidential and privileged or subject to the work product doctrine and thus protected from disclosure. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by replying to this message and deleting it and all copies and backups thereof. Thank you.

APPENDIX 5(c)

January 8, 2016, Certification of
No Records from Verizon Custodian
of Records, Cristina Careri



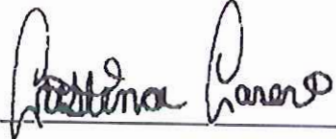
Office of Integrity & Compliance
180 Washington Valley Road
Bedminster, New Jersey 07921

CERTIFICATE OF NO RECORDS

To: Ken

Ref: Case # 160003509

The undersigned employee of Verizon Wireless, designated as "Custodian of Records," hereby certifies that Verizon Wireless has no documents or records responsive to the above referenced request.

Signed: 

Date: 01/08/16

Cristina careri
Custodian of Records
Verizon Wireless

APPENDIX 6

*Fabricated Verizon phone records relating to
Willie Strong's cellular phone number - 315-317-3638*

APPENDIX 7 (a)

January 12, 2016,

Government's "inaccurate response" from Verizon
(VSAT Case# 160003509)



Verizon Security Assistance Team
180 Westington Valley Rd.
Bedminster, NJ 07821
Phone: 800-431-5242 Option 1
Fax: 888-687-0028

VSAT case # 160003509

A previous "No Records" response to this subpoena was inaccurate – please disregard that response and see attached.

315-317-3638 was with reseller Start Wireless during the requested date range. Reseller records are typically not maintained and this particular number was archived. However, we were able to locate documents responsive to part of this request. No records beyond 06/03/2013 are currently available.

APPENDIX 7(b)

January 13, 2016, Kirshenbaum E-mail
from Verizon to Attorney Moynihan

From: Kirschenbaum, Andrew Andrew.Kirschenbaum2@VerizonWireless.com
Subject: RE: Your LERT Case (#160003509) case packet titled "Corrected_response_records" Response vzwappsecure
Date: January 13, 2016 at 10:29 AM
To: ken@moynihanlawoffice.com



Mr. Moynihan,

The typical retention period for the records in question is one year. In order to locate the records provided responsive to your subpoena an archived system needed to be accessed. In that archived system, only certain records were available (ending on 06/03/2013). All records that could not be located in the archive are beyond the standard retention and thus unavailable.

In order to release documentation on a past records requests, we would need a request/authorization to do so from the original requesting party. Or, in the alternative, a court order directing us to release that documentation.

Apologies for neglecting to sign the certification, a signed copy was just sent via the encrypted system.

Thank you,
Andrew Kirschenbaum

Lead Coordinator
Verizon Security Assistance Team
Subpoena Compliance
800-451-5242 Option 1

"The information contained in this message and any attachment may be proprietary, confidential and privileged or subject to the work product doctrine and thus protected from disclosure. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by replying to this message and deleting it and all copies and backups thereof. Thank you."

From: ken@moynihanlawoffice.com [mailto:ken@moynihanlawoffice.com]
Sent: Tuesday, January 12, 2016 7:00 PM
To: Kirschenbaum, Andrew
Subject: Re: Your LERT Case (#160003509) case packet titled "Corrected_response_records" Response vzwappsecure

Andrew

Thank you for your speedy response.

Can you explain why these records were not found in response to the initial subpoena?

Can you explain why records after 6-3-13 are not available?

Can you provide me with documentation that this line was subject to an administrative subpoena from DEA in March or April 2013. Also documentation that this line was subject to a pen register order in July 2013?

APPENDIX 8(a)

January 11, 2016, Subpoena to
Verizon Custodian of Records

2016-01-20 18:46:22 (GMT)

18888118860 From: Kenneth Moynihan

KENNETH M. MOYNIHAN
ATTORNEY AT LAW

Faxed: 1-325-949-6916 and 888-667-0028

908-306-7495

January 12, 2016

Verizon Legal Compliance
Custodian of Record
2701 S. Johnson Street
MC-TXD01613
San Angelo, TX 75904

RE: United States v. Derrick Wilson
14-CR-273 (GTS)

Dear Sir/Madam:

Enclosed herewith is a Subpoena executed on January 11, 2016 regarding the above-referenced matter. Kindly provide the requested documents at your soonest convenience.

Respectfully,

Kenneth M. Moynihan

Kenneth M. Moynihan

Enclosure

AO 19 (Rev. 08/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case

UNITED STATES DISTRICT COURT

for the

United States of America

v.

Derrick Wilson

Defendant

Case No. 14-cr-273 (GTS)

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: Verizon Legal Compliance, Custodian of Record
 2701 S. Johnson Street
 MC-TX001613
 San Angelo, TX 76904

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance:	United States District Court Northern District of New York Syracuse, NY	Courtroom No.: 11th Floor
		Date and Time:

You must also bring with you the following documents, electronically stored information, or objects (blank if not applicable):

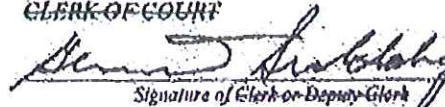
Phone/voicemail records, incoming and outgoing, for number 315-317-3638 (ESN: A1000013872A4E) for the time period of April 1, 2013 through August 31, 2013.

(SEAL)

Date: 1/10/16

District Judge

CLERK OF COURT



Signature of Clerk or Deputy Clerk

District Judge

The name, address, e-mail, and telephone number of the attorney representing (name of party) _____, who requests this subpoena, are:

Derrick Wilson

Kenneth M. Moynihan
 120 East Washington Street
 Syracuse, NY 13202
 315-424-4944

APPENDIX 8(b)

January 20, 2016

Verizon Response to 2nd Defense Subpoena
(Petitioner was not made aware of this response
until September 6, 2017)



Verizon Security Assistance Team
180 Washington Valley Rd
Bedminster, NJ 07921
Phone 800-451-5242 Option 1
Fax 888-667-0028

VSAT case # 160014475

At this point in time Verizon does not have any records (current or archived) that would show what the Device ID or Electronic Serial Number (ESN) for the device assigned to phone number 315-317-3638 between April 1, 2013 and Aug 31, 2013.

If the available call detail records of 315-317-3638 are still required please advise our office.



[Help](#) | [Forget me on this computer \(Log Out\)](#)

Secured Message

[Reply](#)

From: Andrew Kirschenbaum <Andrew.Kirschenbaum2@VerizonWireless.com>
To: Recipients <ken@moynihanlawoffice.com>
Date: 01/20/2016 09:06:13 PM GMT
Subject: Your LERT Case (#160014475) case packet titled "Respons" Response vzwappsecure
Attachments: [Respons.zip](#)

Attached is your case response for case packet titled "Respons"

LERT comments:

Thanks,
LERT Team

This email was sent using elert-email-service

[Reply](#)

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APPENDIX 9

**June 18, 2014,
Federal NY Criminal Drug Conspiracy Complaint**

UNITED STATES DISTRICT COURT

for the

Northern District of New York

UNITED STATES OF AMERICA)

v.)

Derrick WILSON, aka "Sonny Black," aka
"D-Ellis,")

Case No. 5:14-MJ-214 (ATB)

Jeffrey DOWDELL, aka JD," aka "Hov,")

Kyle DOWDELL, aka "Bleek,")

Zephaneea DOWDELL, aka "Zeph," aka
"Olive Oil,")Tashawn ALBERT aka "Knock Out," aka
"KO," aka "Dirt,")

Quonta ALBERT, aka "Richie,")

Jamall HARRIS, aka "Mel,")

Lashawndrea JOHNSON, aka "Country," and)

Willie STRONG, Jr., aka "Bourne Grimey,"
aka "BG,")**Defendant(s)**)**CRIMINAL COMPLAINT**

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of April 2013 through June 18, 2014, in the county of Onondaga in the Northern District of New York the defendants violated:

Code Section

Title 21, United States Code, Sections
841(a)(1), (b)(1)(A), and 846

Offense Description

Conspiracy to possess with the intent to distribute and distribute
280 grams or more of cocaine base (crack cocaine), a Schedule II
controlled substance. [As to all defendants except STRONG].

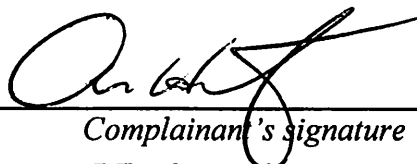
Title 21, United States Code, Sections
841(a)(1), (b)(1)(A), and 846

Conspiracy to possess with the intent to distribute and distribute
one (1) kilogram or more of heroin, a Schedule I controlled
substance. [As to all defendants].

This criminal complaint is based on these facts:

Click here to enter text.

☒ Continued on the attached sheet.




Complainant's signature

DEA SA Anthony Hart

Printed name and title

Sworn to before me and signed in my presence.

Date: June 18, 2014



Judge's signature

City and State: Syracuse, New York

Hon. Andrew T. Baxter, U.S. Magistrate Judge

Printed name and title

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF NEW YORK

AFFIDAVIT IN SUPPORT OF
A CRIMINAL COMPLAINT

A. Background

I, Anthony Hart, having been duly sworn, do hereby state and depose as follows:

1. I am a Special Agent employed by the United States Department of Justice, Drug Enforcement Administration (“DEA”), and as such I am an “investigative or law enforcement officer” of the United States within the meaning of Section 2510(7) of Title 18, United States Code, that is, an officer of the United States who is empowered by law to conduct investigations and to make arrests for offenses enumerated in Title 21 United States Code, Section 801, et. sec., and Title 18, United States Code, Section 2516. I have been a DEA Special Agent since November, 1999. I am currently assigned to the DEA Syracuse Resident Office, Syracuse, New York. I have participated in numerous successful investigations into illicit drug distribution networks and have interrogated numerous defendants, informants and others who were sellers, distributors, or users of narcotics and other illicit drugs. Also, I have been involved in the monitoring, intercepting and recording of court-ordered wiretaps, and have participated in numerous search warrants/arrest warrants involving narcotics trafficking. In addition to my above-mentioned experience, I have had the opportunity to speak with and observe other federal and state narcotics officers with regard to the manner in which narcotics are possessed, sold and distributed in the Northern District of New York area. I have participated in numerous searches of residences, businesses and vehicles in which controlled substances, drug paraphernalia, currency and records were discovered. My experience as well as conversations with other law

enforcement officers, as detailed herein, will serve as the basis for any opinions or conclusions set forth below. I have personally participated in the investigation of the offenses set forth below and as a result of my participation and my review of past and present reports made by other Special Agents of the DEA, and other state and local law enforcement agencies, I am familiar with the facts and circumstances of this investigation.

B. Purpose of Affidavit

2. This affidavit is submitted in support of a criminal complaint for Derrick WILSON, aka Sonny, aka Sonny Black, aka Lambo, aka D-Ellis, Jeffrey DOWDELL, aka Hov, aka JD, Kyle DOWDELL, aka Bleek, Zephaneea DOWDELL, aka Zeph, aka Olive Oil, Tashawn ALBERT, aka Knock Out, aka KO, aka Dirt, Quonta ALBERT, aka Richie, Jamall HARRIS, aka Mel, Lashawndrea JOHNSON, aka Country, and Willie Strong, Jr., aka "Bourne Grimey," aka "BG" for violations of: Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846, conspiracy to possess with the intent to distribute and to distribute a controlled substance, to wit 280 grams or more of cocaine base (crack cocaine), a Schedule II controlled substance, as to defendants Derrick WILSON, aka Sonny, aka Sonny Black, aka Lambo, aka D-Ellis, Jeffrey DOWDELL, aka Hov, aka JD, Kyle DOWDELL, aka Bleek, Zephaneea DOWDELL, aka Zeph, aka Olive Oil, Tashawn ALBERT, aka Knock Out, aka KO, aka Dirt, Quonta ALBERT, aka Richie, Jamall HARRIS, aka Mel, and Lashawndrea JOHNSON, aka Country; Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846, conspiracy to possess with the intent to distribute and to distribute a controlled substance, to wit one (1) kilogram or more of heroin, a Schedule I controlled substance, as to all defendants. I have reviewed reports and discussed with other investigators participating in this investigation and determined their information to be reliable, I allege the facts set forth in this Affidavit show there is probable cause to believe the

above named defendants conspired to possess with the intent to distribute and to distribute 280 grams or more of cocaine base (crack cocaine), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846; and probable cause to believe the above named defendants conspired to possess with the intent to distribute and distribute one (1) kilogram or more of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(C), and 846.

C. Basis of Information

3. As a result of my personal participation in this investigation, I am familiar with all aspects of this investigation. I have not included each and every fact known to me concerning the investigation. I have set forth only the facts that I believe are necessary to establish the necessary foundation for the criminal complaint.

D. Status of the case

4. Beginning in or about April 2013, your affiant along with other members of the Drug Enforcement Administration (DEA), Syracuse Police Department Special Investigations Division (SID), The Gang and Violent Task Force (GVTF), Federal Bureau of Investigation (FBI) and other law enforcement agencies initiated a drug investigation targeting the Derrick WILSON Drug Trafficking Organization. This investigation has been conducted using traditional law enforcement techniques such as; physical surveillance of suspected targets, interviews of witnesses and cooperators, multiple controlled purchases of crack cocaine and Heroin from members of the organization through the assistance of cooperating sources, administrative subpoena and subsequent analysis of hundreds of cellular telephone records, the seizure of crack cocaine and heroin from members and customers of the Organization, and the seizure of large sums of United States Currency believed to be the proceeds of illegal narcotics

trafficking. Lastly, significant evidence has been accumulated through during the course of court authorized wire intercepts of cellular telephones utilized by Zephaneea DOWDELL, Jeffrey DOWDELL, and Derrick WILSON. Evidence obtained through the course of this investigation overwhelmingly indicates that the defendants listed in this complaint conspired with known and unknown individuals to distribute significant quantities of crack cocaine and heroin and were members of this narcotics trafficking organization which has been operating with relative impunity in and around the Syracuse Metropolitan area.

5. As mentioned, significant evidence has been accumulated during this investigation through the use of court authorized wire and electronic intercepts of the defendants' cellular telephones. Since late January 2014 until the present time, agents have intercepted thousands of drug related calls between the listed defendants in this criminal complaint and other co-conspirators. In addition to the wire tap calls, multiple surveillance operations have been initiated in conjunction with drug related calls with many of the defendants listed. As will be discussed in further detail below, intercepted conversations over the subject telephones corroborate that Derrick WILSON and Jeffrey DOWDELL are the leaders of this large scale drug trafficking organization and are involved in the day to day operations of this criminal enterprise responsible for the distribution of significant quantities of crack cocaine and heroin.

6. Jeffrey DOWDELL has been identified as WILSON's main lieutenant and crack cocaine distributor for the Organization. Tashawn ALBERT is a regular distributor of both crack cocaine and heroin and is routinely with DOWDELL assisting him in narcotics trafficking activities. Quonta ALBERT, Kyle DOWDELL, and Willie STRONG are also distributors for the Organization. Jamall HARRIS has been identified as one of WILSON's primary heroin distributors. Zephaneea DOWDELL and Lashawndrea JOHNSON are involved in preparing

narcotics for resale, storing narcotics at their residences for the Organization, as well as other duties and responsibilities in connection with the drug trafficking conspiracy. All of these individuals will be discussed in greater detail below, and your affiant believes that there is probable cause to charge each of them in a conspiracy to possess with the intent to distribute and distribute controlled substances.

7. Since January 2014, agents have been monitoring conversations between Derrick WILSON, Jeffrey DOWDELL and many of their criminal associates. Many of these conversations are drug related. As a result of those interceptions, investigators have been able to identify WILSON as the leader and organizer overseeing lower level distributors and couriers. Investigators have learned that WILSON is extremely cautious over the phone and is familiar with many of the techniques and practices of law enforcement. Conversations between WILSON and DOWDELL are usually brief and heavily coded in language between experienced drug felons. WILSON has regularly changed his primary narcotics telephone since the start of this investigation, as a way, in your affiant's opinion, to thwart any type of electronic and wire interception by law enforcement. Physical surveillance of this narcotics organization has also proven to be extremely difficult due to the complexity of the organizational structure; experience of the members; the members' use of multiple locations to distribute narcotics; the members' use of multiple residences; and their use of different vehicles and rental cars.

8. During the course of this investigation, law enforcement has learned that WILSON and DOWDELL regularly make decisions and provide direction to their criminal associates regarding the distribution of crack cocaine and heroin, the quantity to sell and/or purchase, as well as providing orders and instructions typically made by leaders and organizers of a drug distribution network. In short, WILSON and DOWDELL are involved in all aspects of running

this criminal organization from the highest level decisions down to the actual daily distribution of crack cocaine and heroin. Based upon the high volume of intercepted pertinent drug related telephone conversations in this case, it is clear that WILSON and DOWDELL have profited substantially from the illegal trafficking of crack cocaine and heroin in the Northern District of New York. Examples of drug related conversations are submitted throughout this complaint as evidence of the Organization's drug trafficking activities. Due to the sheer volume of evidence obtained since the start of this investigation, it would be impractical to list each and every overt act, drug transaction known to law enforcement or pertinent drug conversation committed by this Organization. Because of this, your affiant has only provided a "snap shot" of requisite probable cause for each individual in an attempt to satisfy the court that the listed defendants have in fact committed violations of Title 21.

Derrick WILSON

9. Derrick WILSON has been identified as the leader and organizer of this drug trafficking organization. Numerous cooperators and other witnesses have identified WILSON as an upper level narcotics trafficker involved in the distribution of crack cocaine and heroin. In relation to this investigation, five (5) controlled purchases of crack cocaine were made from WILSON between July 2013 and September 2013. In total, approximately fifty (50) grams of crack cocaine have been purchased from WILSON during the course of this investigation utilizing DEA and/or Syracuse Police Department confidential informants (CIs) and "buy money." Your affiant is aware through database checks and meetings with other law enforcement officers that Derrick WILSON is currently being supervised by New York State Parole for a prior drug felony conviction.

10. On April 24, 2014, in connection with this investigation, agents received court

authorization to intercept WILSON's cellular telephone, 347-585-6843, hereafter referred to as **SUBJECT TELEPHONE #5**. Pursuant to the wiretap, agents intercepted over 1,273 pertinent drug related calls or text messages. WILSON has also been intercepted multiple times on Jeffrey DOWDELL's cellular telephone, 315-679-7474, hereafter referred to as **SUBJECT TELEPHONE #4**. The calls consist of numerous instances where WILSON directs customer/distributors and or members of this criminal organization to meet him out on the street to conduct face to face meetings and transactions. WILSON routinely uses coded drug slang and phrases such as, "I need to get next to you." Your affiant is aware that "getting next to someone" is a reference to meeting out on the street in order to conduct a drug transaction. Listed below are examples of WILSON's pertinent drug calls intercepted pursuant to the court authorized wiretap.

11. On April 8, 2014, at approximately 1:31 PM, an incoming call (#1758) was intercepted from WILSON on **SUBJECT TELEPHONE #5** to DOWDELL on **SUBJECT TELEPHONE #4**. During the conversation, WILSON told DOWDELL, "I got a couple, I had a couple complaints too from um... (back ground noise)... not nothing major though, so just, you know, be on (unintelligible) remember I was, remember, remember what we was talking about? More, like I'm saying, all that more shit.....so just be conscious of that shit, you hear?" DOWDELL replied, "Man, I'm doing this shit how, how, how (stutters), how I learned to do this shit (unintelligible- speak over each other)." During this conversation your affiant believes that WILSON had received complaints from customers regarding the quality of their drug trafficking organization's crack cocaine. When WILSON addressed the matter with DOWDELL, DOWDELL took offense to WILSON suggesting his crack cocaine was not of "good quality" and DOWDELL told WILSON he was cooking the cocaine into crack cocaine how he was taught to do it. Your affiant believes, based upon the above conversation, that WILSON may

have taught DOWDELL how to cook cocaine into crack cocaine and DOWDELL was telling WILSON, that he was making crack cocaine the way WILSON taught him.

12. On April 16, 2014 at approximately 1:53 PM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to **SUBJECT TELEPHONE #4**, utilized by Jeffrey DOWDELL. During the call, WILSON (DW) advised DOWDELL (JD) that he needed to meet up with him because his source of supply was ready and WILSON needed to get the remainder of the drug money from DOWDELL. A transcript of the call follows.

JD: Yo.

DW: What up, homie?

JD: What's poppin, man?

DW: Shit, this nigga, um, need to take care of the situation, man.

JD: Aight, where you at?

DW: Um... I'm, I'm over here at your people's shit. I'm leaving from over here.

JD: I'm right here, I'm right here, I'm right here at Shoppingtown. Stay right there...my food about to come right now.

DW: Aight, um.

JD: What you want me to do?

DW: Your food bout to come?

JD: Yeah yup.

DW: Aight. I'ma go see a nigga and then when I get done seein a nigga, I'ma try to see where you at with your shit, but, um, you know, I got, basically, um... big boy hollered at me, but I need that right now, you know? I don't need no lingering situation, you know what I'm saying?

JD: Aight, aight bet, I'm about to, um, my food's about to come right now though, so just stay there.

DW: Aight, I'll call you right back.

JD: Aight.

13. On April 17, 2014, at approximately 11:10 PM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to WILSON on **SUBJECT TELEPHONE #5**.

During the call WILSON directed DOWDELL to pick up narcotics proceeds for him and they discussed meeting with other narcotics customer/distributors (Dabrien and Quick), individuals your affiant is aware are regular customer/distributors of the Organization.

A transcript of the call follows.

DW: Hello.

JD: Yeah?

DW: What up, homie?

JD: (unintell...talk at same time) did you just hit my shit?

DW: Yeah. What're you doin'?

JD: Shiii...in the Valley...in the Valley

DW: Oh, OK, I... shit. I probably gotta go down that way my motherfuckin self...where you at in the Valley?

JD: Oh na. I'm with my brother goin to see somebody ah uh...Valley Drive...but I ain't down here, like ya know what I'm sayin?

DW: Yeah... this nigga ah... (unintell...phone breaks up)... you, you close, you close to little, homie?

JD: Who, who ah...Day?

DW: Yeah. He said he had some change for me.

JD: Yeah, I know, yeah he, he called me...he called me.

DW: Yeah, tell him, tell him you could get that so I ain't got to go down that way...it's late, man, I gotta, I still gotta go down the way but I don't gotta go that far...if you, if you already in the area.

JD: Alright. I ah... I'll take care of it. He talked to me, though... I'll take care of it, though....and it's crazy (unintell...talk over each other)...

DW: ...(unintell) yeah cause he... he had called me, though, too though so I...

JD: ...(unintell)...I forgot (unintell). Yo, it's crazy cause I, I, I, swear to God I forgot...I clean forgot. If you ain't just call me...he did call me....but I, I got it.

DW: Yeah, then this nigga Quick called me too, so I gotta see what he talking about.

JD: Naa. I called I, II call him and talk to him about it when he tryin ah...ya know, my way type shit, you hear?

DW: When you spoke to him?

JD: Shit...like...let me say like an hour ago.

DW: Oh, alright.

JD: Yeah...my way, though... like

DW: Yeah. I heard, I heard, heard.

JD: Mm hmm...but ah...bout to see what up with Dabrien, though.

DW: Alright. See what's up with the little nigga...alright?

JD: Huh?

DW: I said alright.

JD: Alright bet.

DW: Alright (unintell)

JD: Mm hmm.

14. On April 26, 2014, at approximately 10:26 PM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to 315-876-1742, utilized by Zephaneea DOWDELL Jeffrey DOWDELL's estranged wife). During the call, WILSON checks in with Z. DOWDELL, confirming that the door to her house (a location, known by your affiant, to be utilized as a "stash house" for the Organization) was locked. During the call, Z. DOWDELL (ZD) advised WILSON (DW) that she would "start on the other one in the morning." Your affiant believes that this is a reference to cooking up a quantity of crack cocaine. A transcript of the call follows:

ZD: Yo.

DW: Yo. Ya made sure you locked the top lock, right?

ZD: Haah?

DW: I said, you made sure you locked the top lock, right?

ZD: Yup. Why? Ya want me to come back around the corner?

DW: Naah, naah, naah. Ya know I'm just checking on you...ya know... we all we got...

ZD: Yep...yep...

DW: Me and you, me and you on the same page.

ZD: Yeah, absa... fuckin... lutely. That's why you see ya sister be on point...

DW: That's a fact, that's a fact...

ZD: But I got you, bro. I be done; I'm started on the other one, prob, um, first thing in the morning.

DW: Aright...

ZD: Aright...

DW: Aright... I'll talk to you tomorrow.

ZD: Yep.

15. On April 29, 2014, at approximately 6:42 PM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to 315-440-2156, used by Ivan PRESLAR, a regular heroin customer/distributor of WILSON's. During the call, WILSON (DW) agreed to meet with PRESLAR (IP) and told PRESLAR that he was on his way and not to keep calling him to tell him (WILSON) to hurry up. The transcript follows:

IP: Hello...Hello?

DW: Yo, what up, homie?

IP: Yo, I'm on my way over there, bro, but you gonna be there, man? Cuz I'm in a bad hurry, dude.

DW: Yeah, aight. You ain't gotta call me for that, brother.

IP: Oh huh?

DW: I said, you ain't gotta call me for that.

IP: Well...

DW: Aight...I'll see you when you get over there.

IP: Aight, man.

DW: Aight.

16. On May 2, 2014, at approximately 1:22 PM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to WILSON on **SUBJECT TELEPHONE #5**.

During the call, WILSON asked DOWDELL to stop at an individual's residence and pick up a quantity of narcotics for him. During the conversation they use professional athlete's first names (Jalen, Jason, and Donovan), as code for the quantities of narcotics DOWDELL is supposed to pick up. A transcript of the call follows

JD: Yo.

DW: Yo.

JD: Yo.

DW: Yo. what up, homie?

JD: Where you at?

DW: I'm on Erie; where you at?

JD: Shi- right at, at Thick crib. Which way you goin on Erie? You comin...

DW: Yo, stop by your peoples' shit too, man, and um, word man, um damn man, um see if, see if, um, that nigga Jalen or Donovan over there.

JD: Jalen or Donovan?

DW: Yeah, Jalen or Donovan or Jason.

JD: Oh. Ok, ok, ok, ok. I follow you. I follow you, yeah, yeah, yeah, yeah.

DW: Yeah, but so pick that up and and come my way.

JD: Aight. I bet.

DW: Yeah, get some number, get some number and come my way.

JD: Aight.

DW: I'ma be, I'ma be comin to, uh, right now I'm, I'm going to, uh, McDonald's Carrier Circle, but you gotta get next to me, cuz I gotta holla at you about something.

JD: You said McDonald's in Carrier Circle?

DW: Yeah.

JD: Aight, aight so you, you I'ma, you want me to get that number, that number first?

DW: Yeah, yeah, yup, yup, yup.

JD: Aight, aight, aight, aight.

DW: Aight.

JD Copy copy.

17. On May 2, 2014, at approximately 1:37 PM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to DOWDELL using **SUBJECT TELEPHONE #4**. During the call, WILSON and DOWDELL continue to engage in coded language using professional basketball and football players to represent quantities of narcotics that DOWDELL was supposed to pick up for WILSON. DOWDELL became confused at one point stating, "I don't watch Sports Center like that." Your affiant is aware that the codes WILSON uses: Allen, AI and Jalen are references to NBA Players: Allen Iverson with a jersey number of 3; Jalen Rose with a jersey number of 5; and NFL Quarterback Donovan McNabb with a jersey number of 5. A transcript of the call follows.

JD: Yo.

DW: Hey yo. You gotta, you gotta pick that nigga Allen up too, man, with Jalen. You gotta pick that nigga Allen up, man. (background individual states, "you gotta get busy, man; that's what I'm talking bout.")

JD: Allen?

DW: Yeah, the nigga from Philly, man. The nigga that used to uhhhh... That use, that use to be in Philly.

JD: Damn, Philly?

DW: Yeaah! Little short nigga, the short, brown skinned nigga with da braids.

JD: Oh, you talking about AI?

DW: Yeah nigga, you got to pick him up too.

JD: (JD starts laughing). Yo, yo I ain't even into Sports Center like that. (JD starts laughing again along with DW)

DW: Word, muthafucka with da (unintel). John Kitna or something or sumtin mothafucka you did.

JD: Yeah, you, yeah, yeah ummm. Yeah Barbara G. in that (phone starts to break up) man. So, I'm about ah, I'ma uhh. I'm bout to pull up dere, man.

DW: Alright. So give me a couple minutes.

JD: Alright.

DW: Make sure you got AI, you, you, you, you got, make sure you got help with the nigga AI too, dough.

JD: I don't even, I don't even uhh (someone yells "hey Sonny" in background and continually interrupts JD and DW as they try to talk about AI and Jalen) Oh, what happen, what happen is (breaks up)?

DW: Yeah, you gotta take both of dem niggas, you have to, you got to Jalen too. What I told you about, what I told you about at first and den also the nigga AI, umm AI.

JD: Oh shit.

DW: Alright.

JD: Alright.

18. On May 10, 2014, at approximately 5:18 PM, WILSON using **SUBJECT TELEPHONE# 5**, received an incoming call from 315-748-6589, utilized by an unknown male (UM). A transcript of the call follows:

DW: Yo. What's good, homie.

UM: What's going on? Um, I'm ready to see you.

DW: Oh me or Hov?

UM: You.

DW: OK, OK. Where you at?

UM: Um, I'm at Carrier Circle.

DW: Aright um, um...I'll call you back in 10 minutes, buddy.

UM: OK.

DW: Alright.

UM: Alright.

19. Your affiant believes that during this call, the unknown male was advising WILSON that he was ready to purchase narcotics from him. WILSON asked the unknown male customer

if he wanted to see him or “Hov,” a known alias for Jeffrey DOWDELL. The unknown male replied that he wanted to meet with WILSON. Based on the investigation, your affiant believes that the customer likely was interested in purchasing heroin from WILSON. WILSON then advised the unknown male to call him back in 10 minutes.

20. On May 15, 2014, at approximately 2:12 PM, **SUBJECT TELEPHONE #5** received an incoming call from 315-317-7268, believed to be Zephaneea DOWDELL’s home telephone number. During the call, Derrick WILSON advised Z. DOWDELL that he needed her to take a trip for him to Rochester, NY. A transcript of the call follows.

DW: Yo.

ZD: Yo, brotha, this me.

DW: What the fuck is wrong wit you, man? I’ll beat your ass when I catch you, bitch.

ZD: I’ve been home...

DW: Yeah, I know. I just was over dare. I was standing over you...knock the fuck out, drooling and all dat...

ZD: (Laughs) Jeffery was like, “Mom you need to get up.” What’s goin on, bro?

DW: Yeah... I had wanted you to ah... go somewhere for me, man...

ZD: Ta the rock?

DW: Yep.

ZD: Well, you better bring me da money.

DW: Yeah... I just, I’m about to ah, I’m in the house right now and I’m about to come out and then uh... bout to meet you over dare...

ZD: But how am I gonna know? How... but I'm not like...

DW: I gonna show you... I'm gonna tell you, I'm gonna tell you, I'm gonna tell you, I'm gonna tell you when I see you...

ZD: No. I'm talking bout what time is you goin to come because you know I leavin my phone off...I gotta go... put some money on my phone...

DW: I know. That's what I... Yeah I know, I know um...

ZD: Won't you just come by and just put some money in my mailbox and then I can go do it from dare? But, you know... do I know which ones to get?

DW: Naah, but I know you don't. I'd rather talk to you...like...

ZD: Okay... well when you comin?

DW: I'd rather talk to you. Don't, just don't even, don't even, don't go nowhere. Just wait for me cuz I , cuz...I was already dare but now, I'ma, I'ma come back over dare, but I'm just... I had to make a stop. I'm gonna come back over there; but I'm gonna get you situated so you can get your phone on and all of that too.

ZD: Okay.

DW: Aright.

ZD: Well, listen, I'm takin Jeffery to school at Lincoln 2:45, so I ain't gonna leave until den, then I'll just shoo, then I'm comin right back home.

DW: Aright...aright....

ZD: But... I'll be here....

DW: Aright. So hold on, whose phone you on right now?

ZD: My house phone, this is my house phone.

DW: Aright... so aright, so yeah, if you takin him Lincoln at 2:45 and I'm out there...come right

back...but call me, so I know your dare.

ZD: Okay.

DW: Aright.

ZD: Aright, bye.

21. Your affiant believes that the “Rock” is a street reference for Rochester, NY and that WILSON has a narcotics source of supply there. In the above call, Z.DOWDELL advised WILSON that she would need the money and WILSON advised Z. DOWDELL that he would bring her the money and that he would get her “situated” (give her money to purchase narcotics from WILSON’s Rochester source), as well as put money on her phone. Later that afternoon, agents conducted surveillance of Zephaneea DOWDELL and Derrick WILSON at 233 Mather Street (Z. DOWDELL’s residence). Z. DOWDELL and WILSON were observed meeting for a period of time then departing in separate vehicles. Z. DOWDELL was temporarily lost by surveillance. Agents subsequently observed Z. DOWDELL on the New York State Thruway west of Syracuse. DOWDELL was followed driving her grey Buick to a store located at 1105 Lyle Avenue, Rochester, NY. DOWDELL and an unknown passenger were observed entering the front of the store and observed leaving approximately 7 minutes later. Agents observed the trunk of the Buick open and DOWDELL place something in it, then re-enter the driver side of the vehicle. The other individual entered the passenger side. DOWDELL was followed by law enforcement from Rochester back to the New York State Thruway, heading east to the Syracuse area.

22. At approximately 6:44 PM, **SUBJECT TELEPHONE #5** received an incoming text message from DOWDELL using 315-876-1742. The text message read: “I’m being followed.”

At approximately 6:51 PM, **SUBJECT TELEPHONE #5** received another text message from DOWDELL using 315-876-1742 which read: "Gray truck following me on the way there on the way back."

23. At approximately 7:02 PM, **SUBJECT TELEPHONE #5**, used by Derrick WILSON, placed an outgoing call to Z. DOWDELL at 315-876-1742. During the call, Z. DOWDELL advised WILSON that she was being followed from Syracuse to Rochester. A transcript of the call follows:

ZD: Hello.

DW: Yo. What up with you, sis?

ZD: Man, listen. Yo, I'm, I'm, I was being watched... followed.

DW: You think so?

ZD: I'm a just talk to you when I get there. I don't wanna talk on.

DW: So what, they still following you?

ZD: Nah, It's like the mafucka knew like I knew that he was on to me because, yo he followed me. I'm tellin you. The mafucka followed me all they way there and he kept gettin off on exits and gettin back on. So I'm sayin, so after I left out the smoke shop, I took a little detour. The mafucka ended up right on the side. Cuz I asked the lady. She like, Oh you from Syracuse? Me too. Boom, I asked the lady. So she said go back on down Childs, make a right, and you gonna hit the shit. This mafucka on the side street, mafucka though. Then, I get to the thruway. Soon as I, I get back uh, to Rochester. I get back to the Thruway, know what I'm sayin, comin back this way and he didn't get right behind me. Soon as I got through the mafuckin Thruway, the mafucka ended up right back behind me.

DW: Hmm.

ZD: Same gray, mafuckin truck yo. It's a gray truck. With a white Mafucka in it. He by his self.

DW: What kind of truck?

ZD: It's like a fuckin uh. It's like a fuckin Pathfinder truck. Like one of them little Pathfinder gray shits. Like a Jeep. Like a Cherokee lookin gray shit.

DW: Was it, was it new or was it old?

ZD: It's like an old shit. It ain't no new up to date shit. He followed me all the way here, yo. And all the way...

DW: You still got... You still... You still got those same shorts on?

ZD: Yep.

DW: Yep, that's them shorts man.

ZD: Nah, man. I know I'm not stupid. I'm not dumb. I'm tellin you. I straight pulled over to pee and I watched the mafucka go past me, right. I'm like, aight, let me pull over the little rest area. Know what I'm sayin?

DW: Right.

ZD: Right when the fuck... he stopped at the gas station, right. Cuz you know it's the little place where you could stop at. You know what I'm sayin?

DW: Right, right.

ZD: Yo, right when I was passin by that mafucka was gettin right back on. So I'm like, aight maybe, you know what I'm sayin, I'm like, I ain't buggin. Like aight let me just, you know what I'm sayin?

DW: Ok.

ZD: I got off on 21, this mafucka got off on 21. Then I got, I got a little lost so I had to turn around Tim Horton. After I copped the bag, that's when I... you know what I'm sayin? I, I got a little lost.

DW: Right.

ZD: Right by Childs man, that mafucka was straight following. Then, he didn't know which street I had went on. You know what I'm sayin? But when I bust that U-ey, and came back around, he was sittin on the side street and I rode right past him and looked. So as I'm goin under the bridge on, on that street, Childs, Childs Street, the mafucka put his lights on. Know I'm sayin?

DW: Uh huh.

ZD: But he didn't get on the, he didn't, he didn't like make, like try to make it obvious. I'm like but nigga you obvious because I'm like, you, you followed me all the way here and all, you

know what I'm sayin? He followed me all the way here, D. Word to me. And then I'm like, yo, he must a, he must know that I'm on to him. So he got off on some little, know I'm sayin?

DW: Ok.

ZD: He got off on some, he got off on the exit. Soon as I text you, it was like the nigga got off on the exit. Got off.

DW: Ok.

ZD: Cuz I'm still like, you know what I'm sayin?

DW: Aight, Aight, so...

ZD: Aight, Aight.

DW: I'll see you.

ZD: Aight bye.

24. Your affiant believes that this call confirms that Z. DOWDELL was picking up a quantity of narcotics for WILSON in Rochester. Z. DOWDELL observed at least one surveillance agent following her and made that known to WILSON. Z. DOWDELL described the law enforcement vehicle in detail that was following her. Due to the surveillance being compromised, agents were required to discontinue the surveillance operation.

Jeffrey DOWDELL

25. Jeffrey DOWDELL has been identified during the course of this investigation as the "Lieutenant" of this narcotics trafficking organization, working in very close coordination with Derrick WILSON, Tashawn ALBERT, Kyle DOWDELL, Lashawndrea JOHNSON and numerous others both known and unknown. Between September 2013 and March 2014, five (5) controlled buys of crack cocaine and three (3) controlled buys of heroin have been made utilizing a confidential source involving Jeffrey DOWDELL. Jeffrey DOWDELL has been present during all of these buys, some of which were made directly from his estranged wife,

Zephaneea DOWDELL. Other hand to hand transactions were conducted directly with Jeffrey DOWDELL.

26. DOWDELL is intricately involved in the distribution of cocaine base (crack cocaine) for the Organization; the cooking of powder cocaine into crack cocaine; and the distribution of crack cocaine and heroin to both mid-level distributors, as well street-level customers. In short, DOWDELL is completely involved in the day to day operations of this criminal enterprise. This has become apparent during the monitoring of a Title III wiretap over DOWDELL's cellular phone (**SUBJECT TELEPHONE #4**).

27. Since March 27, 2014, agents have intercepted thousands of phone calls and text messages between DOWDELL and members of his organization. The calls overwhelmingly confirm that DOWDELL is engaged in a large scale narcotics trafficking ring. To date, there have been over 2,600 pertinent drug related calls/texts involving DOWDELL and his co-conspirators. Examples of the pertinent calls are listed below.

28. On May 2, 2014, at approximately 11:14 AM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (#5285) from 315-885-7544 utilized by Ameer McCULLARS (AM). During the call, McCULLARS ordered, "two;" a reference, your affiant believes, to a quantity of crack cocaine. Transcript of the calls follows:

AM: (unintell)... come your way?

JD: Oh, hell yeah. What up?

AM: I need, I need, umm, I need two of them shits now. My boy on his way.

JD: Where you at?

AM: Right here in the neighborhood.

JD: Aight.

AM: Aight.

29. Also on May 2, 2014, at approximately 7:26 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call from 315-350-0473 utilized by General DAVIS (GD). During the call, your affiant believes that DOWDELL was confirming the cost for an ounce of crack cocaine with DAVIS. Transcript follows.

JD: Yo.

GD: Yo, what you sayin?

JD: Yo, what up though?

GD: Oh, what the number is on that so I can call this nigga?

JD: Oh, you already know I.. (talk over each other) My way, like, my, my way. (talk over each other). Straight drop 12 nigga. Straight drop.

GD: Aight. Um, call and see what he want to do.

JD: Aight.

GD: Aight.

Call ends

30. A second call was intercepted between DOWDELL, on **SUBJECT TELEPHONE #4**, and DAVIS using 315-350-0473. During the call, DAVIS ordered an ounce of crack cocaine, as he had discussed with DOWDELL in the previous call. A transcript of the call follows.

JD: Yo

GD: Yo, bring one right now.

JD: Where you at?

GD: I'm in, I'm by the neighborhood. Where the fuck you at, nigga?

JD: Aight, um, um, meet me um, meet me um, near Boogie's shit.

GD: Aight.

31. On May 7, 2014, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (#6266) from 315-317-3638 utilized by Willie STRONG. During the call, STRONG (WS) ordered a quantity of narcotics from DOWDELL. A transcript of the call follows:

JD: Yo.

WS: Yo, what up, Bobby? I need to holler at you.

JD: Oh shit, where you at?

WS: I'm by the store.

JD: What you trying to get into mang?

WS: Something real light, chillin.

JD: Aight. I'm bout to cut through on you.

WS: Aight um, where you at, is you eastbound? Cuz I was about to pick JCool up out of the park, I was gonna say you could meet me...

JD: I'm, I'm, JCool right now.

WS: Oh word?

JD: Yeah.

WS: Aight, so I'm about to come right there.

JD: (unintel) (background - Yo Cool)

WS: You want me to stay over here?

JD: (background – Grimes saying he’s about to pull up)

WS: Aight

JD: Aight, I’m gonna uh, meet you back here down the street around the corner.

WS: Aight

JD: Just one, right?

WS: Yes, that’s it.

JD: Aight.

WS: Aight.

JD: Yeah.

32. On May 28, 2014, at approximately 11:14 AM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to 315-883-7872, believed to be used by Eddie LAMAR (EL). During the call, DOWDELL told LAMAR that he needed to pick up a hand gun from him and that he (DOWDELL) would leave LAMAR a quantity of narcotics in exchange for the use of the gun. A transcript of the call follows:

EL: Hello.

JD: Yo.

EL: Yo.

JD: Yo, baller

EL: What's good?

JD: Where you at, homie?

EL: On the north. Who this?

JD: This Hov.

EL: What's good, Hov, how you?

JD: (unintell) man you tied up?

EL: Ahh...little bit. Why? What's up (unintell...talk over)...

JD: Man... I need Dirty Harry

EL: Ahhh...OK. My, my (stutters)... my door, my door open.

JD: Which one...the front or the side?

EL: The front. Shorty probably in there asleep.

JD: Alright. Where?

EL: Go upstairs in my...go upstairs in my room...in my closet

JD: Ok, ok, ok... ok, ok, ok, ok....

EL: You got...it's a box and, ya know what I'm sayin, you'll figure it out...all ya gotta do...

JD: Yeah...

EL: Ya gotta jig it left, right. That's it. You ain't gotta touch no numbers; just jig it left, right...or right left

JD: Ok, ok, ok. What up with you? When you comin down, back down this way?

EL: Ahhh...I don't know.

JD: Damn, I was hopin you was down here. I had some breakfast for you, man.

EL: Oh man...that sounds so good. I need some right now, too.

JD: (unintell)

EL: Why don't you put it there in the mailbox...yo lemme call...yo lemme call you right back...hold on...

JD: Alright bet.

EL: Alright.

JD: Alright.

EL: Alright.

JD: Yeah yeah.

EL: Yeah. Yo um... Hov?

JD: Yo?

EL: Yeah um...shit. C'mon, man, leave me something in the mailbox.

JD: Say it one more time.

EL: Leave me something in the mailbox...a half or something.

JD: That's my word. I got you, homie. Word to everything.

EL: (unintell)... yeah if shorty get....

JD: That's my number, man.

EL: ...if shorty get...

JD: That's my number. Lock lock my shit in, man.

EL: I got you for sure. If shorty get frontin, you just let her know you my peoples. Ya know what I'm sayin?

JD: Alright alright.

EL: Shorty ain't home but, you know...

JD: Alright alright (unintell)...

EL: (unintell...talk over each other)...

JD: I won't even leave it in the mailbox. I...I just leave her a nice...know what I mean, nice little nugget for you.

EL: Na. Know what, know what...know what. No you ain't gotta do that, Hov. Leave it in my room.

JD: Alright alright...alright. I got you, homie. That's my word; I got you.

EL: Alright

JD: Alright, good lookin.

EL: Yup. If there's any problems just hit me.

JD: Alright bet.

EL: Yup one.

JD: One.

33. On May 30, 2014, at approximately 11:43 AM, DOWDELL using **SUBJECT**

TELEPHONE #4 received an incoming call (10,242) from 347-224-2653, utilized by an unknown male (UM). During the call, the unknown male placed a narcotics order with DOWDELL. A transcript of the call follows:

JD: What's poppin?

UM: I need you.

JD: Aright, aright, what?

UM: I need a couple of um.

JD: Aright, aright, aright, aright. Where you, at the crib?

UM: I'm right here in the hood. I'm in the front of the (unintelligible) right here. I just came out the barber shop.

JD: Aright, aright, gimme like, gimme, I'm comin from the West side. So gimme like ten minutes, ten, fifteen minutes.

UM: That's all Police.

JD: Huh?

UM: Oh, OK.

JD: You heard me?

UM: Aight, come on, I'ma, I'ma, be right here. I'm waitin on ya, I need you.

JD: Aight.

UM: Yep.

Tashawn ALBERT

34. Tashawn ALBERT has been identified during the course of this investigation as

being a significant distributor of narcotics for the Organization. ALBERT has been intercepted multiple times in drug related calls with both Derrick WILSON and with Jeffrey DOWDELL coordinating narcotics transactions, arranging to meet with customer/distributors of the Organization, and picking up drug proceeds. ALBERT is routinely heard in the background during DOWDELL's intercepted phone conversations and has been present with DOWDELL during several surveillance operations and controlled buys of narcotics conducted by law enforcement during this investigation. Additionally, between April 2013 and June 2014, there have been ten (10) controlled buys of crack cocaine and three (3) controlled buys of heroin from T. ALBERT.

35. Shortly after interceptions began over **SUBJECT TELEPHONE #4**, ALBERT, along with the DOWDELL brothers (Jeffrey and Kyle), were stopped by Syracuse Police for a traffic infraction while they were driving a rental car. ALBERT fled the car on foot, discarding a handgun in the process. ALBERT was later located in an abandoned building by a Police K-9. ALBERT was arrested and incarcerated for state weapons charges and resisting arrest. The DOWDELL brothers fled in the rental car (Kyle DOWDELL driving), damaging a Syracuse Police car in the process. Numerous pertinent calls were intercepted over **SUBJECT TELEPHONE #4** confirming that ALBERT discarded the gun and fled from police. Additionally, there were several calls intercepted between J. DOWDELL, Derrick WILSON and other upper echelon members of the Organization regarding the need to pool their narcotics proceeds together in order to bail ALBERT out of jail. The following are a sampling of pertinent drug calls with Tashawn ALBERT.

36. On April 15, 2014, at approximately 12:48 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (#2952) from 315-728-0605, used by Tashawn

ALBERT. During the call, ALBERT advised DOWDELL that he (ALBERT) had a customer that wanted to obtain an ounce of crack cocaine. A transcript of the call follows.

JD: Yo.

TA: Yo, yo, you ready in your lane, right?

JD: Nah.

TA: Damn...nah, nigga, I gotta have a fuckin whole one. Nigga want a whole one right now.

JD: Yep, (unintel) Where you at? The hospital?

TA: Nah, I just left to go catch this...see if this nigga want...I thought, I though the nigga wanted to spend a rack on the other shit...he want a whole one.

JD: Oh shit, that ...your lane ain't gonna be ready until like, you know... a little later.

TA: Lil later...I know, man, I'm tryin to find somebody right now with some of that shit. My people waitin around the corner from me.

JD: (laughs) That's how you do?

TA: Hell yeah, nigga.

JD: Let me hit you...I'm a hit you right back though.

TA: Aight.

JD: Aight.

37. On April 24, 2014, at approximately 2:16 PM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to ALBERT on 315-728-0605. During the call, DOWDELL instructed ALBERT to retrieve "300" from the suspected stash house location. ALBERT told DOWDELL that "it was not ready yet." A transcript of the call follows.

TA: Yo.

JD: Yo.

TA: What up, though?

JD: You all up in there?

TA: Yeah.

JD: Where you at right now?

TA: Still up in here.

JD: Grab me 300 (background noise).

TA: What?

JD: Grab me 300 (background noise).

TA: (unintell)... shit (unitell)... you gotta wait.

JD: Huh?

TA: Said, you gotta wait.

JD: Gotta wait? Well, she ain't got none of it done?

TA: Uh huh.

JD: Huh, shit is just crazy, man. Alright, lemme talk to her, man (background noise...phone disconnects)

38. On April 25, 2014, at approximately 6:59 PM, DOWDELL using **SUBJECT TELEPHONE #4** received in coming call (#4325) from 315-728-0605. During the call ALBERT advised DOWDELL he sold all of the narcotics he had and that Z. DOWDELL was no longer around because she was preparing for her son's birthday

party. A transcript of the call follows.

JD: Yo.

TA: Yo.

JD: Huh?

TA: I can't even patch in with shorty, man. She ain't even like done; ya know what I'm saying?

JD: What you say?

TA: Everything she had over there today I, I, ran through that shit like (Inaudible) type shit.

JD: Aw so, I'm sayin so...like, what you mean? She (Both speak...unintell.)

TA: She gotta sit down but she doin sumthin, um... She, a, I guess she getting ready for, um, little Jeff party tomorrow

JD: She what?

TA: I guess she getting ready for little Jeff's birthday tomorrow.

JD: Man, that ain't got to do nothing about nothing. Like, yo, like where you at?

TA: I'm, nigga, I'm up the way.

JD: And that's what, and that's what, and that's what the mother fucker said, huh?

TA: Yeah. That type shit, like I, like I, I, ya know what I'm saying? Like I done sold like ten of them shits today, my damn self like.

JD: Word.

TA: Word, man.

JD: Shit... man Im bout to um

TA: [speaking to unknown female in back ground: Becky!]

JD: Shit, I'm bout to come out.

TA: Aight.

JD: Aight.

39. On April 25, 2014, at approximately 9:33 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call from ALBERT using 315-728-0605. During the call, ALBERT advised J. DOWDELL that he left \$400.00 in narcotics proceeds at Z. DOWDELL's residence. A transcript of the call follows.

JD: What's up?

TA: Yo.

JD: Yo.

TA: Yo, you had came over here earlier.

JD: What?

TA: You came over to, um, Zeph crib earlier.

JD: Yeah.

TA: You, you, grab that 400?

JD: What 400?

TA: Huh?

JD: What 400?

TA: I left over 400 dollars earlier, you heard?

JD: I don't know. I never got no 400, I never got no 400 from her and, and, and, and Lambo said you owe him 400.

TA: You said what?

JD: You ain't got no money left.

TA: Aight. Well you (inaudible), just letting you know that.

JD: She must have gave it to Sonny cuz Sonny said, cuz Sonny said you, Sonny said whatever you did today, Sonny says you owe him 400 from it.

TA: He said what?

JD: Whatever you did today, you ain't grab 400 (Inaudible)... whatever the fuck happened that I don't know about, Sonny said you owe him 400 dollars.

TA: He got over 400 dollars, right?

JD: Yeah.

TA: I know that, nigga. I'm just asking, I'm just telling you that I left 400 dollars earlier at Zeph's crib too, though.

JD: Oh, I never got, I never got nothing from her. She said Sonny, Sonny and ya'll like ...

TA: Aight.

JD: Yo, where you at?

TA: I'm right here on the North Side.

JD: Ayo. Where Ny at, man?

TA: At shorty crib, nigga.

JD: Oh. Aight. Call me, I'm bout to go get my car like.

TA: Nigger go get it; I been told you to go get that shit, nigga.

JD: Man, I just called her and let it run around. I wasn't bout to stop her running around.

TA: (Inaudible) been had the car all day. I wasn't messing with her ass all day.

JD: Who you with?

TA: I'm with my brother and Burg.

JD: I hear bitches in the background, man, yeah.

TA: Yeah.

JD: Well, shit um, what you about to do though?

TA: Word....get the fuck outa here... hold on....

40. On May 1, 2014, at approximately 8:19 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call from ALBERT at 315-728-0605. During the Call ALBERT advised DOWDELL that he was en-route to the stash house to pick up "two of them shits." A transcript of the call follows.

JD: Yep, (unintel) don't, yo...

TA: Hey yo. Do you hear me?

JD: Yo.

TA: Hey yo, I'm about to make my way to um, to Zeph's. Bout to grab two of them shits.

JD: Zeph's ain't... I just drove by Zeph.

TA: Word?

JD: Yeah. She was goin back to the crib to meet Sonny.

TA: I ain't hear you.

**[in background – unknown female: You know my number too ,right?

JD: Yeah, I know your number. Aight I called you the last time we talked, right?]**

JD: Hey yo, yeah. She probably be back at the crib though.

TA: How long?

JD: I don't know. She right here on Buddha Walker.

TA: Oh, she about to be back at the crib though?

JD: Yeah.

TA: Aight, tell her I'm heading there right now.

41. On May 5, 2014, at approximately 3:13 PM, an incoming call (#1976) was intercepted between **SUBJECT TELEPHONE #5** utilized by Derrick WILSON and 315-728-0605, a telephone utilized by T. ALBERT. During that call, your affiant believes WILSON asked ALBERT if ALBERT's girlfriend was at the residence because WILSON did not want her to see where he (WILSON) was about to hide T. ALBERT's drugs and/or narcotics proceeds. T. ALBERT directed WILSON to put the drugs and/or proceeds under the mattress in his room. WILSON refused, instead telling ALBERT he was going to put the drugs in the kitchen in a container where the lid could be removed. ALBERT informed WILSON he knew exactly the container WILSON was talking about. A transcript of the call follows:

TA: Yo.

DW: Yo. I thought you said your shorty was at the crib.

TA: She is at the crib (talking in the background)

TA: Ya heard?

DW: She sleeping.

TA: Yeah I said she is at the crib...ya heard?

DW: Aright.

TA: She, you ain't, she, you went upstairs?

DW: Yeah, I just opened the door. The door was open.

TA: Aright...Aright, aright, aright...she dare? Huh?

DW: I don't see nobody up in this shit.

TA: Aright so um, put it under my mattress, in my room.

DW: In your room, right?

TA: Yeah.

DW: No, I ain't goin to put it there...hold on, I'ma gonna tell you where I'ma gonnna put it at.

TA: mhmm...

DW: Oh go on, you, this pear shit, this, this, this pear shit...on the, in the, on the kitchen.

TA: Yeah.

DW: It's like, it's like a candle or somthin...it's next to the candles.

TA: Yeah, yeah, yeah...

DW: The lid come off it, ya heard?

TA: Aright, aright, aright, aright.....I know, I know exactly what you're talking about.

DW: Aright...where you all at?

TA: Um, we right here, by the (unintel) crib right now... and, um, I'm gonna stop on Genesee and then come up that way.

DW: Ya about to leave where?

TA: I'm leaving (unintel) crib right now.

DW: Man, that's crazy.

JD: Aright.

42. On May 15, 2014, at approximately 12:54 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call from ALBERT using 315-728-0605. During the call, ALBERT advised DOWDELL that he needed a "Michael Vick;" DOWDELL told ALBERT it would be another two hours before it is ready. A transcript of the call follows.

JD: Yo.

TA: Yo.

JD: Yo.

TA: Yo, (connection breaks up)... at the crib (connection breaks up)... back at um (connections breaks up)

JD: What? Hello?

TA: You hear me?

JD: Yo.

TA: I said I'm bout to grab that Michael (connection breaks up)... grab a Michael Vick.

JD: Man, you got to wait, cause I only got like some little shit left. Wait, wait like two hours and I'll give you the rest of your shit.

TA: Oh, oh, oh, oh wait two hours; you gonna give me the rest of that shit?

JD: Yeah.

TA: Aight, aight bet. I'll give you that then, aight?

JD: Like, like, cause I am tryin' to like...

TA: Aight, aight, aight.

JD: I'm tryin' to take care of my account. If you could help me get rid like dat quick, it'd be quicker, like know what I am sayin'?

TA: Aight, aight.

JD: Word.

TA: Aight.

JD: Aight.

Kyle DOWDELL

43. Kyle DOWDELL has been identified during the course of this investigation as a narcotics distributor member of this Organization, as well as a trusted confidant of his brother, Jeffrey DOWDELL. There are multiple intercepted calls confirming K. DOWDELL's role in the conspiracy. The following are a sampling of pertinent calls with Kyle DOWDELL.

44. On April 14, 2014, at approximately 2:10 PM, J. DOWDELL utilizing **SUBJECT TELEPHONE #4** placed an outgoing call to K. DOWDELL utilizing 315-679-3530. During the call, J. DOWDELL instructed his brother to go to the stash house (Z. DOWDELL's residence). A transcript of the call follows.

KD: Yo.

JD: Yo.

KD: Where you at?

JD: Shit. Sonny crib.

KD: Yo. I need ah, ah, ah, ahhh, shit man...I need... I need that shit for razor, cuz that shit back for me and I ain't got nothing.

JD: Aright...aright. I got choo, got choo. Where you at?

KD: Um shit, um, um, on my way ta you.

JD: Aright, I'm a..ah ... Where you at right now, doh?

KD: I'm ne (stutters)...

JD: Go to Zeph crib...go to zeph crib.

KD: Aright...I'm goi ...aright.

JD: Aright.

45. On April 30, 2014, at approximately 1:05 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call from K. DOWDELL using 315-679-3530. During the call, K. DOWDELL and J. DOWDELL made arrangements to meet as soon as Kyle DOWDELL was done meeting with one of his narcotic's customers, known to your affiant as "catching a lick." A transcript of the call follows.

JD: Yeah (unintelligible). I told ya I was tryin ta figure out, we was sittin here for an hour tryin to figure out what to eat

KD: Oh shit. Alright well...alright, damn alright, cause, alright, cause I gotta fuckin um...I still gotta run and catch another lick

JD: Um...alright. Where you at right now?

KD: I could wait; I'm at, I'm at Dollar General... catching one right now

JD: Oh (unintell)

KD: I could... I could suck it up and...yeah, here I come yo.

JD: Alright bet.

KD: (unintell)

46. On May 4, 2014, at approximately 2:25 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call (# 5831) to K. DOWDELL using 315-679-7474.

During the call, your affiant believes that J. and K. DOWDELL discussed a narcotic's customer who was interested in purchasing approximately an ounce and a half (1 ½) of crack cocaine. A transcript of the call follows.

JD: Yo.

KD: Hey, yo, umm nig, got 17.

JD: 17?

KD: yea

JD: So that's aaah, 12, 7, what up, an ounce, an ounce and a half and two fivers?

KD: No, for who?

JD: No, no, no, hell no.

KD: Hell no. That's an ounce and two fivers out of the half.

JD: Yeah trust, yeah, yeah. I did it backwards, yeah.

JD: Awright, where you at?

KD: I'm at the crib, umm, hollerin at Pun right now.

JD: You at the crib hollerin Pun?

Background voice: He at the crib, man. I just saw you on Fayette.

JD: Ye he went to the Commodore to get, see Pun, Pun nigga.

Background voice: U/I

JD: Yeah

Background voice: U/I

JD: Yo

KD: Yeah, I'm about da umm, I'm bout, I'm about to handle this real quick then hammer it, then I'll be over there.

JD: Awright

47. On May 12, 2014, at approximately 10:54 AM, J. DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call (#7217) to K. DOWDELL using 315-679-3530.

During the call, J. DOWDELL asked K. DOWDELL to retrieve a "Michael Vick" for him from the residence. Your affiant is aware that a "Michael Vick" is a code word for seven (7) grams of crack cocaine, heroin, or other type of illegal narcotic substance. A transcript of the pertinent part of the call follows.

JD: Yo.

KD: Yo.

JD: What's poppin?

KD: What's good?

JD: Fuck you at?

KD: I'm at the crib.

JD: Oh, you at the crib?

KD: Yeah.

JD: Oh shit. Michael Vick, Michael Vick Knock for me.

KD: Huh?

JD: Michael Vick Knock for me.

KD: Aight.

48. On May 13, 2014, at approximately 7:45 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (#7472) from K. DOWDELL using 315-679-3530. During the call, K. DOWDELL informed his brother that he needed a quantity of heroin to distribute. J. DOWDELL, in turn, gave the phone to Tashawn ALBERT. K. DOWDELL then requested five (5) bundles [50 bags] of heroin from ALBERT for \$250.00. A transcript of the call follows.

JD: Yo.

KD: Yo.

JD: Yo.

KD: Um damn, um, I need somethin in Knock lane.

JD: Knock right here.

KD: Put the nigga on.

JD: Hold on.

TA: Yo.

KD: Yo.

TA: What's up wit you?

KD: Yo, um, I need somethin from you.

TA: Huh?

KD: I need, I need, I need. I said I need to holla at you.

TA: What? A honey bun?

KD: Nah, five of 'em.

TA: Aight. What up, what up? Where you at?

KD: I'm bout to, um, I'm bout to come to the crib.

TA: I'm not. Where you, where you at right now, though?

KD: Right now, I'm up on the university.

TA: Aight, so you, so basically... long story short, you need, you need, you need, um, five of them honey buns, right?

KD: Yeah, yeah the whole, yeah the five of them.

TA: Aight. 250.

KD: 250?

TA: Yeah.

KD: Aaaa aight.

TA: Aight.

Zephaneea DOWDELL

49. Zephaneea DOWDELL has been identified during the course of this investigation as a member of this Organization (as well as the now estranged wife of DTO member Jeffrey DOWDELL). Her role in the Organization includes storing and packaging narcotics at her residence, 233 Mather Street, Syracuse, NY (a "stash House" utilized by the Organization), as well as distributing crack cocaine and heroin to mid-level distributors and street level customers. Additionally, between September 2013 and February 2014, agents have made five (5) controlled

purchases of crack cocaine and ten (10) controlled purchases of heroin from Z. DOWDELL. In relation to this investigation, on January 28, 2014, a Title III wiretap was authorized for Z. DOWDELL's cellular telephone, 315-876-1742, hereafter referred to as **SUBJECT TELEPHONE #2**. This phone was monitored between January 28, 2014, and February 26, 2014. The following are a sampling of pertinent drug related calls with Zephaneea DOWDELL. Additionally, as discussed above, Z. DOWDELL was intercepted over Jeffrey DOWDELL's telephone (**SUBJECT TELEPHONE #4**) and Derrick WILSON's telephone (**SUBJECT TELEPHONE #5**).

50. On April 24, 2014, at approximately 2:18 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (#4201) from Tashawn ALBERT using 315-728-0605. J. DOWDELL asked ALBERT to put "her" on the phone, at which time Z. DOWDELL (ZD) gets on the line. During the conversation, J. DOWDELL and Z. DOWDELL get into an argument about why the crack cocaine was not prepared and ready for re-sale yet. A transcript of the call follows.

JD: Yo

TA: Yo. Yo, my ph, my phone (unintel)

JD: Yo. Let me talk to her.

ZD: Hello?

JD: Yo. How the fuck you ain't got that done, though?

ZD: What the fuck do you mean? Because it was cookin this morning. It was just broughten back.

JD: Yeah, alright.

51. On April 28, 2014, at approximately 6:25 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call (#4756) to Z. DOWDELL on **SUBJECT TELEPHONE #2**. During the call, J. DOWDELL inquired where Z. DOWDELL was located. Your affiant believes that J. DOWDELL was attempting to get information from Z. DOWDELL as to where she had hidden a quantity of narcotics inside of her house. A transcript of the call follows.

JD: Yo.

ZD: Yea.

JD: Yo, um, fuck you at?

ZD: Down the way; you need me?

JD: When you comin to the crib?

ZD: Like 20 minutes. No, I was... text me what you need and I was gonna guide you somewhere else.

JD: Nah.

ZD: In my house

JD: (unintel)

ZD: Ok, what?

JD: I said nah.

ZD: So you need me to come there?

JD: (unintel)

ZD-Ok, you good?

JD: Yea, I'm good.

ZD: Make sure you lock the door.

JD: Yea, aight.

ZD: Aight.

52. On May 1, 2014, at approximately 2:49 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to Z. DOWDELL on **SUBJECT TELEPHONE #2**. During the call your affiant believes that J. DOWDELL was angry at Z. DOWDELL for not preparing additional quantities of narcotics for distribution, as they had previously agreed upon. J. DOWDELL subsequently advised Z. DOWDELL to bag three (3) bundles of heroin and get them to him because he had a customer waiting. A transcript of the call follows.

ZD: Hello?

JD: Yo.

ZD: Yeah?

JD: The fuck you at?

ZD: I, I been at home.

JD: Oh.

ZD: Cleaning up and putting these groceries up. Well, I just started on putting these groceries up.

JD: Yo, you didn't do none?

ZD: Huh?

JD: You didn't do none?

ZD: I didn't even know what you, can you text me what you need?

JD: It don't even matter, you didn't do nuttin?

ZD: No I didn't do nothing because it was just Brooks and me last night, JD, last night.

JD: Ah man.

ZD: And in the process of stampin and all of that.

JD: Ah well, the others (talk over each other)

ZD: I'm getting to it.

JD: It don't, don't even use the ones, um, the ones that stamped, man, use the ones that ain't, and give me three buns.

ZD: Ok.

JD: I mean like ASAP.

ZD: I sa... Ok.

JD: Aight.

ZD: Aight bye.

53. On May 1, 2014, at approximately 8:13 PM, J. DOWDELL placed an outgoing call on **SUBJECT TELEPHONE #4** to Z. DOWDELL on **SUBJECT TELEPHONE #2**. During the call, J. DOWDELL confirmed that Z. DOWDELL had prepared/cooked a quantity of narcotics for him because "Sonny," aka Derrick WILSON, was coming over to pick the drugs up. A transcript of the call follows.

ZD: Hello?

JD: Yo.

ZD: What's up?

JD: Where you at?

ZD: I'm at home but I was about to leave out for a minute. What's up?

JD: I'm sayin, yo, what up? You had did some shit, right?

ZD: Yeah.

JD: Yo, um, Sonny bout to come over there.

ZD: Ok.

JD: I don't know. He about to come over there. He asked, he asked me to, um, what up wit you.

ZD: Oh, yeah, yeah.

JD: Well, shit, yeah, he about to come over there. Where the fuck you about to go?

ZD: I'm about to run to my damn, um, to my damn brother house.

JD: Here we go. Why?

ZD: Cuz him and his baby mom goin it, goin at it. I'm comin right back to the crib, though.

JD: Oh, aight.

ZD: Ok.

54. On May 3, 2014, at approximately 11:46AM, J. DOWDELL received an incoming text message on **SUBJECT TELEPHONE #4** from Z. DOWDELL using **SUBJECT TELEPHONE #2**. The text message read: "On my dresser an plz make sure u lock an close my door my kids are sleep." Your affiant believes this text message pertained to Z. DOWDELL informing J. DOWDELL where he could find a quantity of narcotics in her home.

Quonta ALBERT

55. Quonta ALBERT, Tashawn ALBERT's brother, has been identified as a distributor for the Organization. A sampling of pertinent drug calls between Q. ALBERT and his co-conspirators are provided below.

56. On March 30, 2014, at approximately 8:46 PM, an incoming call (#362) was intercepted between J. DOWDELL using **SUBJECT TELEPHONE #4** and Quonta ALBERT (aka "Richie") utilizing telephone 315-247-9923. In the call, Q. ALBERT complained to J. DOWDELL that DOWDELL had not called him back regarding re-supplying ALBERT with narcotics. DOWDELL responded, "Yeah, that green eyed mothafucker ain't called me neither. He was supposed to get in... been back the same time I got back." ALBERT replied "Oh, aight." DOWDELL continued, "I said, I'm waitin on a call my mothafuckin self." Your affiant believes that during this call Quonta ALBERT was out of crack cocaine to distribute and had customers waiting to purchase it. DOWDELL informed ALBERT that he, too, does not have any narcotics to distribute because the "green eyed motha fucker" (believed to be Derrick WILSON) had not called DOWDELL to confirm that he (WILSON) had returned to Syracuse after obtaining more cocaine from WILSON's unknown source of supply.

57. Numerous pertinent calls were intercepted over **SUBJECT TELEPHONE #4** in relation to obtaining bail for Tashawn ALBERT following his arrest for Criminal Possession of a Weapon and Resisting Arrest, on March 28, 2014, described above in ¶35. On April 7, 2014, **SUBJECT TELEPHONE #4**, used by J. DOWDELL, received an incoming call from 315-247-9923, used by Quonta ALBERT. During the call, Derrick WILSON took the phone from J. DOWDELL and advised Q. ALBERT about which lawyer he should get to represent his brother (Tashawn ALBERT, aka "Knock") and they also discussed who would put up money to bail T. ALBERT out of jail. At one point WILSON asked Q. ALBERT about the lawyer that represented "BG," whom your affiant knows to be Willie STRONG, Jr. Your affiant also believes that the money they discussed using to hire an attorney was illegally obtained through the sale of narcotics. A transcript of the call follows:

[Talk over each other] Yo.

QA: Knock wanna know what's goin on, man.

JD: What's goin on? So he wanna know what's goin on?

QA: Nigga went and said when we gonna get the lawyer.

JD: What lawyer we gonna get; what lawyer we getting?

QA: I got the nigga Jeff DeRoberts or Ed Klein. [Derrick WILSON (DW) got on the phone].

DW: Ah, don't fuck with Ed Klein

QA: Huh?

DW: I said, don't fuck with Ed Klein

QA: Alright so...who then?

DW: Um, what happened to the one nigga you said, man, BG shit.

QA: Oh...oh he never get back at me.

DW: Yo, um, how much bread you got to put up?

QA: Huh?

DW: How much bread you got to put down?

QA: (unintell) ain't no...I don't know, let me call...let me see, let me see... um, Hildebrandt pick up.

DW: I'm sayin, 'cause, listen, we just...whatever you, whatever tell them niggas, you got 25 hundred to put down or whatever the case may be...you put up a... you put up a rack... I put up a rack. We leave the 500 for somebody else; somebody else gonna put up 500...that's 2,500. Then we start the process from there; we gotta pay the nigga...once a month, once every 2

weeks. That's what we gonna do.

QA: Dang...ah, I don't know. Lawyers ain't tryin hear that right now, man, 'cause niggas been getting them after they case...Sonny said too...Sonny said he got something.

JD: That Sonny, that's Sonny you talking to?

QA: Oh...I don't know, man, I'm gonna try and see right now, man.

DW: (unintell....) Yo... a lawyer should... yo lawyer should be able to take a down payment. My nigga like [background JD: Hell ya.] they ain't takin no down payment, man, it's like they scheming or something, man.

QA: Yeah, alright I'm about to see right now.

JD: Alright.

QA: Alright. I'm gonna call you back...I'm gonna see if they try to pick up.

JD: Aight.

58. On April 13, 2014, at approximately 11:36 AM, J. DOWDEL using **SUBJECT TELEPHONE #4** placed an outgoing call to Quonta ALBERT using 315-247-9923. During the call, J. DOWDELL and Q. ALBERT discussed, among other things, a narcotics transaction and getting resupplied with drug. A Transcript of the call follows.

[As the phone is ringing, Dowdell can be heard talking in the background, "That's that shit Mookie used to get straight from off (unintell) straight from (unintell) let it sit in the water...you know what, man, Sonny like (unintell....) Bleek talking that shit (unintell.....)...when I had called you, I knew you had bust a move...]

QA: (unintell)

JD: Yo

QA: Yo.

JD: Yo, what's good?

QA: (unintell)

JD: Hey, yo, where you at?

QA: Where you at?

JD: I'm on the highway but, um, I took care, I took care of something for you.

QA: Huh?

JD: I said, I'm on the highway but I took care of something for you.

QA: Oh, my way?

JD: Na, na, na, yeah your way...holiday style way. Like, ya know what I'm sayin?

QA: mm hmm.

JD: I got, um, I got I got (unintell) some food for both of them shits.

QA: (unintell) where you goin?

JD: You gotta...go...a nigga just came from the little, the little fair shit at...you know that shit they thought the fair... the little show and all that shit?

QA: hmmm

JD: I had em. I put the order in for that, ya know what I'm sayin?

QA: hmmm

JD: So, so, like I was hopin you was runnin around so, like, c'mon like ...

QA: uh huh...I need you my way.

JD: Huh?

QA: I said, I need you my way.

JD: Yo. Ah, oh shit, um...that, that, ah that shit. Yo, that shit, that shit (unintell....) ya hear me?

QA: Huh?

JD: That shit, that shit over...that shit over. But, but listen ta me...you know how you do it?

QA: Yeah

JD: That's the (unintell) that's the way I did it. I couldn't like...I couldn't do nuthin like I cudda did something, but I don't want to...that type shit.

JD: (unintell)

QA: Ah like ask Knock...Knock, Knock know he, he seen it. Like, you know, you've seen it. Like, oh shit, I couldn't do (unintell) like... fuck it...I'm just, ya know what I mean?

JD: (unintell)

JD: Word...but I know how you do so that shit don't even sound appealing to you like (laughs)...

QA: ...(laughs)...

JD: Yo, but like when you come out, just, you know, get up, get up with me, get up with me. I, though you was out here because I was gonna have you go...grab them shits but I'm about to go over and see what this nigga's talking about right now and...grab them shits but...

QA: alright....

JD: ...I'm gonna put your food....I'm gonna give ya, I'm gonna give ya your food.

QA: alright...

JD: ...but it...it's food to that that that that other book situation, ya know what I'm sayin?

QA: Huh?

JD: That that other, that other situation.

QA: Yeah, I got you.

JD: But I'm about ta, I'm about ta take care of that shit now, man, when you like...

QA: ...alright...

JD: ...active come out and holler at me...

QA: alright.

59. On April 14, 2014, at approximately 3:40 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (2798) from Quonta ALBERT using 315-247-9923. During the call, ALBERT was trying to get a quantity of narcotics from DOWDELL.

QA: Where you at, bitch?

JD: Bout to go see my peoples.

QA: Hello?

JD: Yo, what up?

QA: Where you at?

JD: Bout to go see my peoples.

QA: Come on, you ain't, you got somethin right...on you?

JD: Yeah, for them.

QA: Yeah, fuck them.

JD: Nah, man...fuck is you talkin bout, man...(laughs)

QA: Aight, fuck you.

60. Approximately one minute later, DOWDELL utilizing **SUBJECT TELEPHONE #4** received a second call (2800) from Qunota ALBERT using 315-247-9923. A transcript of the call follows.

JD: Yo.

QA: Yo, is somebody up there?

JD: Nah.

QA: Oh, man...how long it gonna take you?

JD: What?

QA: Who long (cuts out)...up there?

JD: Probably like 10 minutes.

QA: Aight, man.

JD: Aight.

QA: It's not funny, man...I need that, man.

JD: Aight, whatever, yeah, man, I hustle too, nigga...what the fuck...fuck.

QA: Aight, aight, bitch.

61. On May 2, 2014, at approximately 7:27 PM, J. DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call (5408) to Quonta ALBERT using 315-247-9923. A transcript of the call follows.

QA: Yo

JD: Yo, yo.

QA: Yo, yo, my nigga, my nigga.

JD: What up?

QA: (Unintel) somethin man. Like...

JD: I didn't hear you.

QA: Niggas don't give me the call when everything good.

JD: Yeah, I didn't get nobody to call.

QA: Yeah, I heard, man.

JD: Yeah, and you know I ain't trappin, trappin, (unintel) neither.

QA: Yeah, I know that, but damn, like I gotta, I gotta hear it out. Hear that niggas is straight.

JD: Niggas, nah, it ain't, it ain't, your way nigga. Nigga I sell, what you sell, nigga, fuck?

QA: It is my way, man.

JD: No it ain't.

QA: That's what I heard, don't...

JD: I don't know who, word to my mother, word, word to my mother and your mother somebody lyin to you. Whoever told you that, they straight lied to you. I just came from (unintel) I was in the kitchen when you, when you was callin Sonny and he was lyin.

QA: Oh, it was the other shit that you (breaks up) Knock.

JD: Oh, I ain't even playin with it. I got a straight drop.

QA: Nah, my way, man.

JD: Nah, I can't do nuttin, it's over man, you, I haven't done that in like a month and a half, I refuse, hell nah. I ain't got none left.

QA: No, what I'm sayin, you can't, you can't look out?

JD: Whatch you mean?

QA: Man, where you at man?

JD: I need to bump, I'm gonna bump into you. Where you at?

QA: I'm down the way

JD: Aight, I'll come holla at you.

QA: For real, my nigga. Don't play games.

JD: Aight, man, come on, man, I just called you to hear your voice, nigga.

QA: You always do, son.

JD: Oh, yeah cause you remind me of my G.

QA- (Laughs) How long?

JD: I'm bout to go like give me like 10-15 minutes.

QA: Aight, man, don't forget about me, man.

JD: Aight.

QA: Aight.

Jamal HARRIS

62. Jamal HARRIS has been identified as a narcotics distributor, primarily involved on the trafficking of heroin with Derrick WILSON. There are numerous pertinent drug calls between WILSON and HARRIS on **SUBJECT TELEPHONE # 5**. During the course of this investigation, there have been three (3) controlled purchases of heroin from HARRIS. On May 12, 2014 at approximately 11:23 AM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to 315-863-3052 used by Jamal HARRIS (JH). A transcript of the call follows.

JH: Hey, what's shakin, my nigga?

DW: Yo. What up? What's good with you?

JH: Tryin to get next to you. I need to talk to you. I told you, I gotta go down to that lawyer office today too, man, see about that business shit...tryin to (unintell)... Yo, this this, listen, I need to holler at you, man...just, um, get down around me, man. My shit, my shit ain't right,

man...(unintell) my accountant, man...(unintell) you laugh (unintell) my accountant, man. This shit ain't adding up right.

DW: Alright.

JH: That's what I get, that's what I get, that's what I get, though, for not really...stayin on top of my books, like, that like...

DW: Right, right. It'll come together though, ya know what I'm sayin? As long as you, you got no no no no sucker shit (unintell)

JH: (stutters....) shit was lookin, shit was lookin right right, though wasn't it?

DW: Yeah, hell yeah (unintell)

JH: I told ya. I knew it, I knew it, my nigga, like I was like 5 days, my nigga (unintell) like 5 days, my nigga. I ain't even really, ya know what I mean? But....just get at me, just get at me cause I need to, um,...get current

DW: Yeah. I'm about to, um, I'm already down here. I'm about to um...I gotta... probably holler at this kid for like 15 minutes and then I'm gonna get next to you.

[The remainder of the call was non-pertinent].

63. On May 15, 2014, at approximately 4:05 PM, WILSON using **SUBJECT TELEPHONE #5** received an incoming call (3619) from Jamal HARRIS using 315-863-3052. A transcript of the call follows.

DW: Yo.

JH: Yeah, what's up, babe? Why it's so difficult for me to get next to you, man?

DW: Hey. Yo, son, um... cuz I'm busy... that's why, nigga. What the fuck you talkin bout?

JH: Man, I've been tryin to get next to you for 2 days, my man.

DW: Naah, no you haven't, no you haven't. Hey, yo, um...What up dough?

JH: You know what's good, nigga. You, you know what's up.

DW: Oh yeah. I got to talk to you about that. Man. It's been a, it's been a change of plans, ya heard?

JH: Shit, shit I talk, man...

DW: Where's you at, man?

JH: Chill, chill, chill, I'm down in my Miami, man. I told you I had some shit to take care of with the family, man.

64. On June 4, 2014, at approximately 11:34 AM, DOWDELL using **SUBJECT TELEPHONE #5** received an incoming call (11,051) from HARRIS using 315-863-3052. During the call, J. DOWDELL asked HARRIS if he had any crack cocaine available because DOWDELL had already sold his supply of crack cocaine and had nothing left to distribute. HARRIS told DOWDELL that he was also out of his supply of crack cocaine and was waiting for "Sonny" (aka Derrick WILSON) to re-supply him with narcotics. A transcript of the call follows.

JD: Yeah...

JH: Who dis?

JD: It's Hov, bitch.

JH: Oh, what up (unintel)?

JD: What's good wit you?

JH: I'm a, I'm out here, nigga. Where the fuck you at?

JD: Shit, I'm at shorty crib...word...

JH: You know, I'm pretty much, I'm, I'm waitin on this nigga, Sonny, but I don't know, man, he knows what (unintel)

JD: Yeah, I know about dat, but um, what about my way?

JH: Naah, that shit, naah ah, I don't know, nigga. I crashed that car yesterday.

JD: Yeah, my nigga, I crashed that car in, in like 9 hours.

JH: Yeah, that's what I'm tryin to tell you, like, yeah like, I go, I go down Salina and (unintel) eyes, man. That shit was crazy, man...

JD: Yo, yo,yo. Oh my God. I said yup, I hope ah uh, I hope he either got... something, ah, I'm about to tamper wit it.

(Both laugh)

JD: Word dough...

JH: Naah, word to me, dough. Naah, word to me, dough. I um...

JD: You ain't got a line, you ain't got a line on dare; you ain't got a line on dare

JH: I swear to God, that shit is, that shit is crazy, my nigga. You know how dat shit go.

JD: um hmmm...said I'm about to make, I'm about to make a couple calls...ya already know, I'ma, I'ma, I'ma., I'ma, I'ma make, make something happen so, shit, I'll bump into somethin, I'm gonna hit you too...

JH: Yo just, ah, ah, yo, just hit me. Make sure you let me know what's goin on.

JD: Aright bet.

Lashawndrea JOHNSON

65. During the course of this investigation, Lashawndrea JOHNSON, aka "Country," has been identified as a paramour of Jeffrey DOWDELL's and also involved in the processing,

storing and distribution of narcotics for the Organization. JOHNSON's residence has also been identified as a "stash house" and a distribution location for DOWDELL and others in the Organization. In intercepted calls and conversations with confidential sources, J. DOWDELL makes numerous references to JOHNSON's residence as a location where he conducts narcotic trafficking activities; and DOWDELL frequently has customers meet him in the parking lot of JOHNSON's apartment complex or come to the apartment itself in order to purchase narcotics. A sampling of pertinent drug related calls follows.

66. On April 12, 2014, a series of text messages were exchanged between J. DOWDELL on **SUBJECT TELEPHONE #4** and JOHNSON using 315-372-2591. At 3:03 PM, an outgoing text to JOHNSON: "On some reel shit I nneed U asap foreal foreal." At 3:09 PM, an incoming text from JOHNSON: "yea start like 4." At 3:12 PM, an outgoing text from **SUBJECT TELEPHONE #4**: "wait a whole nother hour to make some bread you bugged out." At 3:35 PM, an outgoing text was made from **SUBJECT TELEPHONE #4**: "I need 30 of em."

67. On April 13, 2014, at approximately 1:10 PM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call to 315-372-2591 utilized by JOHNSON. During the call, DOWDELL and JOHNSON (LJ) discussed the batch of crack cocaine that JOHNSON was in the process of making. A transcript of the call follows.

LJ: Hello?

JD: Yeah.

LJ: (U/I)

JD: Hey, yo, um, um, um, um, get, get, make, make sure like when, like when you're done, like it be like 12.

LJ: I know that.

JD: Yeah, I know, but like none of that, cause that shit is a rap for that, ya know what I'm sayin?

LJ: What is you talkin about?

JD: Nigga, I just said what's left, try to make 12 cause...

LJ: You gonna make 12 regardless, what is you talkin about?

JD: I, but no, that's what I'm talkin about. I said no less than that cause it's taken care of.

LJ: It's not gonna be less; it shouldn't be less.

JD:Aight. Aight

68. On May 12, 2014, at approximately 8:45 PM, DOWDELL using **SUBJECT TELEPHONE #4** placed an outgoing call (7275) to 315-372-2591. A transcript of the call follows.

LJ: Hello?

JD: Yo.

LJ: What up?

JD: What happen?

LJ: He ain't fucking with me cause he washing clothes. He's folding.

JD: Huh?

LJ: He ain't fucking with me right now; he washing clothes.

JD: Hmmm shit.

LJ: What up?

JD: I gotta count.

LJ: Huh?

JD: I gotta count, like two of them.

LJ: Right now?

JD: Yeah.

LJ: Aight.

JD: Aight.

Willie STRONG, Jr.

69. During the course of this investigation, Willie STRONG, Jr. has been identified as a narcotics distributor. Beginning in or around April 2014 to the present, four (4) controlled buys of heroin have been made with STRONG.

70. On April 21, 2014, at approximately 10:07 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (3790) from 315-317-3638, a phone utilized by Willie STRONG (WS). During the call, DOWDELL and STRONG made arrangements to meet. STRONG told DOWDELL that he (DOWDELL) needed to hurry, "cause my peoples gotta go, man." Your affiant believes that STRONG had narcotics customers to whom he was re-distributing and was trying to get DOWDELL to meet him (STRONG) to re-supply him with drugs before his customer/distributors left. A transcript of the call follows.

JD: Buddy, I'm leavin'. Buda Walker right now, buddy.

WS: Aight, yeah, cause, cause my peoples gotta go, man.

JD: Aight. I'm leavin, boota, like just time it. I'm leavin, Buda Walker, right now. Just time it; like I'm not lying to you. I'm leavin, Buda Walker.

WS: Aight. You ready set go, right?

JD: I don't know what you talkin' bout, but I'm driving... yeah, aight, man. I'll be right there.

WS: Aight.

JD: Aight.

71. On April 29, 2014, at approximately 8:17 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (4873) from 315-317-3638 utilized by Willie STRONG. During the call, STRONG placed a narcotics order with DOWDELL. A transcript of the call follows.

JD: Yo.

WS: Yo, what's good, baby boy. I need to holler at you.

JD: Oh shit, huh, what you say?

WS: My (unintel) need to holler at you. I needed to holler at you for a minute.

JD: Oh word. Where you at?

WS: I'm, um, shit. You can go by the store; you know, where I always see you at.

JD: Um shit, I'm in the valley right now, but um ...

WS: Where that yellow dude at?

JD: Shit I don't know, depending on what it is – (laughs) I might make move.

WS: Oh (unintel) you already know, uh, uh, damn, half of what my boy, half of last time, remember when I see you with my boy over there?

JD: I'm about, I'm about to text you right now, I'm about to text you. I'm about to text you real quick.

WS: Aight.

JD: Aight.

72. On May 4, 2014, at approximately 3:05 PM, DOWDELL using SUBJECT TELEPHONE #4 received an incoming call (5847) from 315-317-3638, utilized by Willie STRONG. A transcript of the call follows.

JD: Yo.

WS: Bobby, wat's goin on? See how you do me, man? You didn't even call me back yesterday.

JD: Ohh shit, umm, I was tied up with umm, Kittell and them niggas.

WS: Wooord?

JD: Huhuh, psych, nah (laughing).

WS: (unintel) you scared the shit outta me. Fucking, I was gon say like oh OK; that was fucked up.

JD: What's good though? (both JD and WS continue to talk over each other making the conversation unintelligible)

JD: Umm, you talkin bout the...

WS: Sumpin light first, man; you know what I mean?

JD: Sorry but, like, like what?

WS: Just two of dem little shits.

JD: Awright. Where you at?

WS: I'm by my store.

JD: Aaah, I'm bout to be, give me a get... I just got out of the shower. I'm, I'm right around the corner but I just got out of the shower. Give me like, give me, gimme like 10.

WS: Aah, here we go, man. Shh...

JD: Nigga I, nigga... awright, will do, will do. What you... well pull up over here then, nigga.

WS: I'm sayin I can wait if you're gonna be honest with what you talkin bout.

JD: Nigga, I'm dead ass serious, nigga. What the fuck, nigga

WS: Aright. When you leavin there, call my phone cause I ain't gonna sit in front of the store 'til you, 'til you here. When you leave out say, yo I'm leavin out.

JD: Hey, yo, this what you do. Just stand right there, spit it on their balls. By the time you get to your 90 day phone, I'll be right there.

WS: (laughing) There you go with this shit. Yo, call me when you comin out the door.

JD: Awright bet. I'm gonna be, aww, I'm gonna be up there .

WS: Awright.

JD: Awright.

73. On May 10, 2014, at approximately 12:11 PM, DOWDELL using **SUBJECT TELEPHONE #4** received an incoming call (6929) from 315-317-3638, utilized by Willie STRONG. During the call, STRONG again placed a narcotics order with DOWDEL and advised DOWDELL he had customers waiting to purchase narcotics. A transcript of the call follows.

JD: Yo.

WS: Um, yeah, I'm out here. Whatch you want me to do?

JD: Fuck, you mean, I ain't even (laughs). I'm bout to finish my breakfast and go take care of what you need me to do for you.

WS: Oh word. Where, where your, um, pac man at?

JD: That's yo, word to my mother, it's funny you say that. Yo, you know where that nigga live at?

WS: Yeah.

JD: He got to be there, cause I, like, he was wit me till like six in the mornin' and he ain't answerin his shit, so he there, like, so you could, like, you know, like I was just tryin to blow his shit up but he wasn't answerin' but I'm, but I'm bout to finish eatin' my breakfast and I'll take care of what you need me to do.

WS: Ok. Alright. Yeah, cause I got somebody. I'll be there in like twenty minutes.

JD: Aight bet.

WS: Aight.

JD: Aight.

73. Pursuant to this investigation, this Court authorized search warrants for several residences, connected to this investigation, where there was probable cause to believe that contraband, fruits, and instrumentalities related to the conspiracy to possess with the intent to distribute controlled substances and distribute controlled substances would be found. Syracuse City Court Judge Rory McMahon authorized the search of 304 Greenway Avenue, Apartment B, Syracuse, NY. Additionally, based upon information developed during the investigation, law enforcement learned that the residence located at 5840 Glendora Road, Cicero, NY was being utilized as a "stash location" for the Organization. During the morning of June 18, 2014, law

enforcement obtained verbal and written consent from the owner of 5840 Glendora Road to search the location. Law Enforcement also executed the previously authorized search warrants and recovered the following items:

107 Smith Lane, Apartment 34, Syracuse, NY

- Large sum of U.S. currency, believed to be narcotics proceeds;
- Key to 5840 Glendora Road, Cicero, NY;
- Digital scale; and
- Bags consistent with the packaging of heroin.

110 Benedict Avenue, Syracuse, NY

- Approximately 14 grams of cocaine base (crack cocaine);
- Various ammunition;
- 9mm Beretta firearm (found in backyard);

170 Polk Street, Apartment 1, Syracuse, NY

- Small amount of heroin; and
- 40 caliber ammunition.

233 Mather Street, Syracuse, NY

- Drug paraphernalia including empty bags consistent with heroin packaging, inks and ink stamp, and gloves; and
- Three (3) digital scales

508 Boyden Street, Floor 2, Syracuse, NY

- 5.3 grams of heroin (unpackaged);
- 42 bags of heroin;
- Large sum of U.S. currency, believed to narcotics proceeds;

- Scale; and
- Drug paraphernalia including packaging materials and a plate.

304 Greenway Avenue, Apartment B, Syracuse, NY


- Twenty-two (22) bags of heroin; and
- Paperwork and mail in the name of Willie Strong.

5840 Glendora Road, Cicero, NY

- One (1) ounce of heroin;
- One (1) kilogram of heroin;
- Nike shoe box containing approximately 6,500 bags of heroin;
- Drug paraphernalia including hundreds of empty bas consistent with the packaging of heroin, wrappers, used bags with heroin reside, masks, and gloves; and
- Digital scale.

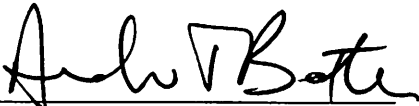
E. CONCLUSION

74. Based upon the information detailed above and my experience as a Special Agent with the Drug Enforcement Administration, there is probable cause to believe that Derrick WILSON, aka "Sonny," aka "Sonny Black," aka "Lambo", aka "D-Ellis," Jeffrey DOWDELL, aka "Hov," aka "JD," Kyle DOWDELL, aka "Bleek," Zephaneea DOWDELL, aka "Zeph," aka "Olive Oil," Tashawn ALBERT, aka "Knock Out," aka "KO," aka "Dirt," Quonta ALBERT, aka "Richie," Jamall HARRIS, aka "Mel," Lashawndrea JOHNSON, aka "Country," and Willie Strong, Jr., aka "Bourne Grimey," aka "BG" have committed violations of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and 846.



ANTHONY R. HART, Jr.
Special Agent
Drug Enforcement Administration

Subscribed and sworn to before
me this 18th day of June, 2014
at Syracuse, New York



Honorable Andrew T. Baxter
United States Magistrate Judge

APPENDIX 10

**August 4, 2014,
Letter to Judge Suddaby from AUSA Carla Freedman,
Regarding Anticipatory Discovery Obligations**



United States Department of Justice

*United States Attorney
Northern District of New York*

100 South Clinton Street, P.O. Box 7198
James M. Hanley Federal Building
Syracuse, New York 13261-7198

Tel.: (315) 448-0672
Fax: (315) 448-0658

August 4, 2014

Hon. Glenn T. Suddaby
U.S. District Judge
Federal Building and U.S. Courthouse
P.O. Box 7367
Syracuse, New York 13261

Re: *U.S. v. Derrick Wilson, et al*
Docket No.: 5:14-CR-273

Dear Judge Suddaby:

I am writing to apprise the Court of the time by which the government expects to comply with its discovery obligations under Federal Rule of Criminal Procedure 16(a) and Local Rule 14.1.

As this Court is aware, this investigation involved the use of Court authorized wire and electronic interceptions over four (4) separate telephones for approximately five (5) months. Over 20,000 calls and text messages were intercepted. The government is in the process of downloading all the pertinent telephone calls and text messages, as well as copies of the wiretap affidavits, applications, orders, ten day reports, and sealing orders.

Additionally, the government is downloading copies of all state and federal search warrant affidavits, applications, and warrants issued in connection with this investigation, along with photographs and reports prepared by law enforcement in connection with the execution of the warrants, as well as other reports prepared in connection with this investigation.

To date no scheduling order has issued as two (2) defendants –Derrick Wilson and Quonta Albert- have not filed a waiver of personal appearance at arraignment.¹ As Local Rule 14.1(b) requires the government to provide discovery “fourteen (14) days after arraignment...,” that date is fourteen days after ALL defendants have either waived their personal appearance at arraignment or been arraigned.

¹ By text order, Magistrate Judge Andrew T. Baxter has extended the time by which they must file the waiver to August 8, 2014, or an arraignment will be scheduled.

Hon. Glenn T. Suddaby
U.S. v. Derrick Wilson, et al
14-CR-273
August 4, 2014
Page 2

The government anticipates being able to compile the necessary discovery on or before August 22, 2014 (fourteen days after the waiver of personal appearance on behalf of defendants Wilson and Q. Albert must be filed).

Thank you for your consideration in this matter.

Very truly yours,

RICHARD S. HARTUNIAN
United States Attorney

By: /s/ Carla Freedman
Carla Freedman
Assistant United States Attorney
Bar Roll No. 514723

SCAN EXHIBIT IN
then delete this note

APPENDIX 11

**Drug Enforcement Administration Report
Pertaining to the Investigation
Re: Docket No. 5:14 cr-273**

APPENDIX12

**June 8, 2015, Email conference between
Attorney Danielle Neroni and AUSA Carla Freedman**

From: danineroni@aol.com
Subject: Fwd: Derrick Wilson
Date: December 22, 2015 at 5:31 PM
To: ken@moynihanlawoffice.com

Sent from my iPhone

Begin forwarded message:

From: "Freedman, Carla (USANYN)" <Carla.Freedman@usdoj.gov>
Date: June 8, 2015 at 2:38:57 PM EDT
To: "danineroni@aol.com" <danineroni@aol.com>
Subject: RE: Derrick Wilson

All discovery was provided on DVDs. Here is copy of the discovery letter. If you are missing the DVDs let me know and we will burn another set for you.

We still do not have lab reports back yet from the seized drugs (the lab is running about a year behind but we have asked them to expedite).

From: danineroni@aol.com [mailto:danineroni@aol.com]
Sent: Monday, June 08, 2015 2:36 PM
To: Freedman, Carla (USANYN)
Subject: Derrick Wilson

Carla,

I am concerned that I may not have all of the Discovery or that it has been misplaced by other attorneys along the way. I know we briefly discussed that there were missing chronological numbers in the DEA 6 forms, as well as the 6A and 7's. I am wondering if I can come view the evidence in your office and/or review a copy of the materials that you previously gave to defense counsels to see if I have everything. I am not sure the easiest way to do it, so I am open to suggestions. I just do not want to get to the trial and have exhibits and/or evidence that I have not viewed previously.

Thanks,
Danielle


Discovery Letter.pdf

From: danineroni@aol.com
Subject: Fwd: Derrick Wilson
Date: December 22, 2015 at 5:31 PM
To: ken@moynihanlawoffice.com

Sent from my iPhone

Begin forwarded message:

From: danineroni@aol.com
Date: June 8, 2015 at 2:35:40 PM EDT
To: Carla.Freedman@usdoj.gov
Subject: Derrick Wilson

Carla,

I am concerned that I may not have all of the Discovery or that it has been misplaced by other attorneys along the way. I know we briefly discussed that there were missing chronological numbers in the DEA 6 forms, as well as the 6A and 7's. I am wondering if I can come view the evidence in your office and/or review a copy of the materials that you previously gave to defense counsels to see if I have everything. I am not sure the easiest way to do it, so I am open to suggestions. I just do not want to get to the trial and have exhibits and/or evidence that I have not viewed previously.

Thanks,
Danielle

APPENDIX 13

**Syracuse Police Department (SPD)
Fabricated Chain of Custody Reports**



United States Department of Justice

United States Attorney
Northern District of New York

100 South Clinton Street, P.O. Box 7198
James M. Hanley Federal Building
Syracuse, New York 13261-7198

Tel.: (315) 448-0672
Fax: (315) 448-0658

August 18, 2015

Danielle Neroni, Esq.
668 Madison Avenue
Albany, New York 12208

Re: *United States v. Derrick Wilson*
Case No. 5:14-CR-273 (GTS)

Dear Ms. Neroni:

Enclosed please find the following:

1. < Drug Enforcement Administration Northeast Regional Laboratory Reports for DEA Exhibits 1-8, 10, 12, 16, 24, 28, 56, 58-60, 62, and 63 [once additional laboratory reports are completed, I will send them to you]. >
2. Syracuse Police Department Chain of Custody Reports for drug exhibits seized following controlled purchases from co-defendants Willie Strong, Jr., Zephanecca Dowdell, Tashawn Albert, and Jamall Harris. Once the laboratory reports for those exhibits are completed by the forensic chemist(s) from the Wallie Howard Jr. Center for Forensic Sciences, I will forward those to you.
3. One (1) DVD containing the recorded conversations of the defendant, referenced in DEA Exhibits N-1 through N-5.

Very truly yours,

Richard S. Hartunian
United States Attorney

By: /s/ Carla Freedman
Carla Freedman
Assistant U.S. Attorney

Enclosure

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033664

Related Case # 's:

Case Information

JAMAL HARRIS
(JH) pg. 1

Case Officer: 010550 - BABBAGE, DANIEL
Offense Date/Time: 6/16/2014 - 7:45:00PM
Offense Location: 100blk of Ballantyne Rd.
Offense Type: DRUG Controlled Substance Violation or Abuse
Offense Class: F - Felony
Expiration Date: 6/16/2019
Jurisdiction:
Court Date:
Disposition:
Disposition Date:
Case Comments:

Case Names

Name Type: Suspect

Name: Harris, Jamal, M

Address: 206 W. Borden Av.

Syracuse NY 13205

Additional Name Information:

Sex: M Race: B DOB: 03/28/1979 Home Phone#:
ID#:
SSN#:

Case Items

Item Number: 1
Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Collection Date/Time: 3/18/2014 - 2:30:00PM
Collection Purpose: Evidence
Collected By: 010550 - BABBAGE, DANIEL
Collection Location: 206 W. Borden Av.
Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER
Detail Description: 50 glassine envelopes each cont a tan powdery sub.
Owner: There is no owner associated with this item
Item Notes: envelopes stamped with Red Wizards

Chain Of Custody History - Item: 1

Date/Time: 03/18/2014 14:30 Officer: 010550 BABBAGE, DANIEL
Custody Information: Item Collected - BABBAGE, DANIEL (010550)
Comments:
Date/Time: 03/18/2014 16:30 Officer: 010550 BABBAGE, DANIEL
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS
Comments:
Date/Time: 03/19/2014 9:14 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)
Comments:
Date/Time: 03/19/2014 9:14 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Comments:

8/11/2015

Syracuse Police Department
Chain Of Custody Report

Department Case Number: NF-033664

(JH) pg. 2

Case Items

Item Number: 2

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 5/20/2014 - 3:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 206 W. Borden

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 10 glassine envelopes cont a tan powder stamped "A+"

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 2

Date/Time: 05/20/2014 15:30

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 05/20/2014 15:55

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 05/21/2014 9:34

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 05/21/2014 9:35

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/1/2014 - 2:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 200blk of W. Borden Av.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: knotted section of clear plastic cont a tan powder

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 3

Date/Time: 06/01/2014 14:00

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/01/2014 15:35

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/02/2014 10:47

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/02/2014 10:47

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department
Chain Of Custody Report

(JH) pg. 3

Department Case Number: NF-033664

Case Items

Item Number: 4

Current custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Collection Date/Time: 6/5/2014 - 9:00:00PM

Collection Purpose: Evidence

Process:

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 200blk of W. Borden Av.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 09 glassine envelopes each cont a brown powder stamped "A+"

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 4

Date/Time: 06/05/2014 21:00

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/06/2014 8:06

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/06/2014 8:07

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 06/05/2104 23:30

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Item Number: 5

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/16/2014 - 7:45:00PM

Collection Purpose: Evidence

Process:

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 100blk of Ballantyne Rd.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 10 glassine envelopes cont a tan powder stamped (A+ red)

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 5

Date/Time: 06/16/2014 19:45

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/16/2014 20:50

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/17/2014 12:14

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/17/2014 12:14

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033680

Related Case # 's:

Case Information

Case Officer: 010281 - METZ, DAVID
Offense Date/Time: 4/9/2014 - 1:00:00PM
Offense Location: City of Syracuse
Offense Type: DRUG Controlled Substance Violation or Abuse
Offense Class: F - Felony
Expiration Date: 4/9/2019
Jurisdiction: Onondaga County
Court Date:
Disposition:
Disposition Date:
Case Comments:

Case Names

There are no names associated with this case.

Case Items

Item Number:
Current custody information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Collection Date/Time: 4/9/2014 - 1:30:00PM
Collection Purpose: Evidence
Collected By: 010281 - METZ, DAVID
Collection Location: City of Syracuse
Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWNTAN POWDER
Detail Description: 10 brown colored glassine envelopss containing a tan powder like substance
Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 1

Date/Time: 04/09/2014 13:30	Officer: 010281 METZ, DAVID
Custody Information: Item Collected - METZ, DAVID (010281)	
Comments:	
Date/Time: 04/09/2014 17:00	Officer: 010281 METZ, DAVID
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS	
Comments:	
Date/Time: 04/10/2014 9:28	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)	
Comments:	
Date/Time: 04/10/2014 9:28	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN	
Comments:	

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033680

Case Items

Item Number: 2

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 4/18/2014 - 3:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: tan powder like substance contained in 10 brown glassine envelopes

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 2

Date/Time: 04/18/2014 15:00

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 04/18/2014 17:15

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 04/21/2014 13:06

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 4/18/2014 - 4:45:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: white chunk like substance contained in a section of knotted clear plastic

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 3

Date/Time: 04/18/2014 16:45

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 04/18/2014 17:15

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 04/21/2014 13:06

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033680

Case Items

Chain Of Custody History - Item: 3

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 4

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 4/21/2014 - 8:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010266 - BAART, KELLY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose amount of beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 4

Date/Time: 04/21/2014 20:00

Officer: 010266 BAART, KELLY

Custody Information: Item Collected - BAART, KELLY (010266)

Comments:

Date/Time: 04/21/2014 21:30

Officer: 010266 BAART, KELLY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 04/23/2014 10:24

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/28/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 5

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 5/21/2014 - 5:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: bwhite chunky substance contained in a section of knotted clear plastic

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 5

8/11/2015

Syracuse Police Department Chain-Of-Custody Report

Department Case Number: NF-033680

Case Items

Chain Of Custody History - Item: 5

Date/Time: 05/21/2014 17:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 05/21/2014 17:55

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 05/23/2014 8:23

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 05/23/2014 8:23

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 5

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 5/29/2014 - 12:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010266 - BAART, KELLY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: piece of plastic containing a beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 6

Date/Time: 05/29/2014 12:00

Officer: 010266 BAART, KELLY

Custody Information: Item Collected - BAART, KELLY (010266)

Comments:

Date/Time: 05/29/2014 19:05

Officer: 010266 BAART, KELLY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 05/30/2014 8:05

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 05/30/2014 8:05

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 6

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/10/2014 - 8:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: Tan powder like substance contained in two white glassine envelopes (blue A+ stamp)

Owner: There is no owner associated with this item

Item Notes:

App-00138

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033680

Case Items

Chain Of Custody History - Item: 7

Date/Time: 06/10/2014 20:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 06/10/2014 21:20

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/11/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/11/2014 9:37

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 8

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/12/2014 - 12:45:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: tan powder like substance contained in 20 green colored glassine envelopes (A+ stamp)

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 8

Date/Time: 06/12/2014 12:45

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 06/12/2014 15:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/13/2014 7:43

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/13/2014 7:43

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody - Report

Department Case Number: NF-033515

Related Case # 's:

Case Information

Case Officer: 010368 - BALLAGH, JEFFERY
Offense Date/Time: 9/19/2013
Offense Location: city of syracuse
Offense Type: DRUG Controlled Substance Violation or Abuse
Offense Class: F - Felony
Expiration Date: 9/19/2018
Jurisdiction: CITY OF SYRACUSE
Court Date:
Disposition:
Disposition Date:
Case Comments:

Case Names

There are no names associated with this case

Case Items

Item Number: [REDACTED]
Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Collection Date/Time: 9/19/2013 - 5:00:00PM
Collection Purpose: Evidence
Collected By: 010368 - BALLAGH, JEFFERY
Collection Location: City of Syracuse
Packaging/Quantity/Item Type: Plastic Bag - 2 - BROWN/TAN POWDER
Detail Description: pinck bags
Owner: There is no owner associated with this item

Process:

Item Notes:

Chain Of Custody History - Item: 1

Date/Time: 09/19/2013 17:00	Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Collected - BALLAGH, JEFFERY (010368)	
Comments:	
Date/Time: 09/19/2013 19:07	Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS	
Comments:	
Date/Time: 09/20/2013 10:02	Officer: 010526 MANNS, PATRICK
Custody Information: Officer Custody - MANNS, PATRICK (010526)	
Comments:	
Date/Time: 09/23/2013 13:46	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)	
Comments:	
Date/Time: 09/23/2013 13:46	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN	
Comments:	

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Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033515

Case Items

Chain Of Custody History - Item: 15

Date/Time: 01/15/2014 21:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 01/15/2014 22:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 01/16/2014 9:41

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 01/16/2014 9:41

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 2

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 9/23/2013 - 8:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 2 - BROWN/TAN POWDER

Detail Description: tan powder substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 2

Date/Time: 09/23/2013 20:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 09/23/2013 21:50

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 09/24/2013 9:55

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 09/24/2013 9:55

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 9/30/2013 - 8:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 3 - BROWN/TAN POWDER

Detail Description: tan powder substance

Owner: There is no owner associated with this item

Item Notes:

App-00141

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Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033515

Case Items

Chain Of Custody History - Item: 3

Date/Time: 09/30/2013 20:00 Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Collected - BALLAGH, JEFFERY (010368)
Comments:

Date/Time: 09/30/2013 21:00 Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS
Comments:

Date/Time: 10/01/2013 8:41 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)
Comments:

Date/Time: 10/01/2013 8:41 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/1/2013 - 7:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 2 - BROWN/TAN POWDER

Detail Description: 2 bags of heroin

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 4

Date/Time: 10/01/2013 19:30 Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Collected - BALLAGH, JEFFERY (010368)
Comments:

Date/Time: 10/01/2013 20:20 Officer: 010368 BALLAGH, JEFFERY
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS
Comments:

Date/Time: 10/02/2013 9:30 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)
Comments:

Date/Time: 10/02/2013 9:30 Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/2/2013 - 9:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 10 - BROWN/TAN POWDER

Detail Description: 10 bags of heroin

Owner: There is no owner associated with this item

Item Notes:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033515

Case Items

Chain Of Custody History - Item: 5

Date/Time: 10/02/2013 21:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 10/02/2013 21:50

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 10/03/2013 13:55

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 10/03/2013 13:55

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number:

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/18/2013 - 12:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose amount beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 6

Date/Time: 10/18/2013 12:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 10/18/2013 14:10

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 10/21/2013 12:34

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 10/22/2013 11:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 10/22/2013 11:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

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Syracuse Police Department Chain Of Custody - Report

Department Case Number: NF-033515

Case Items

Item Number: 7

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/18/2013 - 12:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: section of plastic cont tan powder

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 7

Date/Time: 10/18/2013 12:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 10/18/2013 14:10

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 10/21/2013 12:34

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 10/22/2013 11:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 10/22/2013 11:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 8

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/22/2013 - 8:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose amount in a section of plastic

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 8

Date/Time: 10/22/2013 20:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 10/22/2013 21:45

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 10/23/2013 9:51

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

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Syracuse Police Department

Chain Of Custody- Report

Department Case Number: NF-033515

Case Items

Chain Of Custody History - Item: 8

Date/Time: 10/23/2013 9:52

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 9

Current custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 10/22/2013 - 8:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 20 - BROWN/TAN POWDER

Detail Description: packs of heroin

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 9

Date/Time: 10/22/2013 20:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected- BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 10/22/2013 21:45

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted- SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 10/23/2013 9:51

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 10/23/2013 9:52

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

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**Syracuse Police Department
Chain Of Custody Report**

Department Case Number: NF-033515

Case Items

Item Number: 10

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/5/2013 - 4:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 40 - BROWN/TAN POWDER

Detail Description:

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 10

Date/Time: 11/05/2013 16:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 11/05/2013 17:40

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/06/2013 9:46

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 11/06/2013 9:46

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 11

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/5/2013 - 4:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: 8.9 gm

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 11

Date/Time: 11/05/2013 16:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 11/05/2013 17:40

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/06/2013 9:46

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 11/06/2013 9:46

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody-Report

Department Case Number: NF-033515

Case Items

Item Number: 12

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/14/2013 - 8:50:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 3 - BEIGE CHUNKY SUBSTANCE

Detail Description: 3 sections of plastic cont beige chunky sub and 3 packs cont a tan powder sub

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 12

Date/Time: 11/14/2013 20:50

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 11/14/2013 21:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/15/2013 7:38

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 11/18/2013 10:38

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 11/18/2013 10:38

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 13

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/26/2013 - 5:50:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 20 - BROWN/TAN POWDER

Detail Description: 5 grams of crack and 20 bags of heroin

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 13

Date/Time: 11/26/2013 17:50

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 11/26/2013 18:40

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/27/2013 8:33

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

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Syracuse Police Department

Chain Of Custody Report

Department Case Number: NF-033515

Case Items

Chain Of Custody History - Item: 13

Date/Time: 12/03/2013 13:53

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 12/03/2013 13:53

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 13

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 12/5/2013 - 5:35:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City Of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 14

Date/Time: 12/05/2013 17:35

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected- BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 12/05/2013 19:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 12/06/2013 7:56

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody- MANNS, PATRICK (010526)

Comments:

Date/Time: 12/09/2013 10:30

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 12/09/2013 10:31

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 15

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 1/15/2014 - 9:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose amount

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 15

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Related Case # 's:

Case Information

Case Officer: 010281 - METZ, DAVID
Offense Date/Time: 4/15/2013 - 7:00:00PM
Offense Location: City of Syracuse
Offense Type: DRUG Controlled Substance Violation or Abuse
Offense Class: F - Felony
Expiration Date: 4/15/2018
Jurisdiction: Onondaga County
Court Date:
Disposition:
Disposition Date:
Case Comments:

Case Names

There are no names associated with this case

Case Items

Item Number:
Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Collection Date/Time: 4/15/2013 - 7:45:00PM
Collection Purpose: Evidence
Collected By: 010281 - METZ, DAVID
Collection Location: City of Syracuse
Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE
Detail Description: beige chunk like substance contained in a section of knotted clear plastic
Owner: There is no owner associated with this item

Process:

Item Notes:

Chain Of Custody History - Item: 1

Date/Time: 04/15/2013 19:45	Officer: 010281 METZ, DAVID
Custody Information: Item Collected - METZ, DAVID (010281)	
Comments:	
Date/Time: 04/15/2013 22:00	Officer: 010281 METZ, DAVID
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS	
Comments:	
Date/Time: 04/16/2013 14:49	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)	
Comments:	
Date/Time: 04/16/2013 14:49	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN	
Comments:	
Date/Time: 02/18/2014 8:56	Officer: 010314 LANE, JAMES
Custody Information: Officer Custody - LANE, JAMES (010314)	
Comments:	
Date/Time: 02/18/2014 9:47	Officer: <input type="checkbox"/>
Custody Information: Received By Lab	
Comments: Received in by FCROS	
Date/Time: 04/08/2014 10:26	Officer: <input type="checkbox"/>
Custody Information: From Lab	
Comments:	

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number: 2

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 4/29/2013 - 7:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: tan/brown powder contained in two waxine envelopes "open letter stamp"

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 2

Date/Time: 04/29/2013 19:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 04/29/2013 22:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 04/30/2013 9:10

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/30/2013 9:10

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department
Chain Of Custody - Report

Department Case Number: NF-033359

Case Items

Item Number:

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 5/2/2013 - 7:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: beige chunky substance contained in small plastic bag

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 3

Date/Time: 05/02/2013 19:00

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 05/02/2013 23:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 05/03/2013 7:58

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 05/07/2013 9:33

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 05/07/2013 9:33

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number:

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 8/9/2013 - 12:50:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: knotted section of clear plastic containing a beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 4

Date/Time: 08/09/2013 12:50

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 08/09/2013 15:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 08/11/2013 11:31

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 08/13/2013 11:04

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 08/13/2013 11:04

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number: 5

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 9/9/2013 - 8:15:00AM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: beige chunky substance in a loose form

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 5

Date/Time: 09/09/2013 8:15

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 09/09/2013 9:45

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 09/10/2013 9:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 09/10/2013 9:36

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number:

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 9/17/2013 - 8:45:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: tan/brown powder contained in 5 pink glassine envelopes

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 6

Date/Time: 09/17/2013 20:45

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 09/17/2013 21:35

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 09/18/2013 9:19

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 09/18/2013 9:19

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number:

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/6/2013 - 4:30:00PM

Collection Purpose: Evidence

Process:

Collected By: 010281 - METZ, DAVID

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: beige chunky substance (loose quantity)

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 7

Date/Time: 11/06/2013 16:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 11/06/2013 18:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/07/2013 9:27

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 11/07/2013 9:27

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number: 8

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 11/6/2013 - 4:30:00PM

Collection Purpose: Evidence

Process:

Collected By: 010281 - METZ, DAVID

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: tan powdery substance contained in three orange glassine envelope(witch stamp)

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 8

Date/Time: 11/06/2013 16:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 11/06/2013 18:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 11/07/2013 9:27

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 11/07/2013 9:27

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number: 9

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 12/11/2013 - 1:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose quantity of beige chunk like substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 9

Date/Time: 12/11/2013 13:30

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 12/11/2013 16:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 12/12/2013 11:15

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 12/12/2013 11:15

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Chain Of Custody History - Item: 1

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 10

Current Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 12/12/2013 - 2:45:00PM

Process:

Collection Purpose: Evidence

Collected By: 010281 - METZ, DAVID

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose quantity of a beige chunky substance contained in a folded piece of white paper

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 10

Date/Time: 12/12/2013 14:45

Officer: 010281 METZ, DAVID

Custody Information: Item Collected - METZ, DAVID (010281)

Comments:

Date/Time: 12/12/2013 17:00

Officer: 010281 METZ, DAVID

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 12/13/2013 8:26

Officer: 010526 MANNS, PATRICK

Custody Information: Officer Custody - MANNS, PATRICK (010526)

Comments:

Date/Time: 12/16/2013 10:19

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 02/18/2014 8:56

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 02/18/2014 9:47

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

8/11/2015

Syracuse Police Department
Chain Of Custody - Report

Department Case Number: NF-033359

Case Items

Chain Of Custody History - Item: 10

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location- SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 10

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 12/12/2013 - 7:20:00PM

Process:

Collection Purpose: Evidence

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: City of Syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: beige chunky chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 11

Date/Time: 12/12/2013 19:20

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 12/12/2013 20:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 12/13/2013 8:26

Officer: 010526 MANN, PATRICK

Custody Information: Officer Custody - MANN, PATRICK (010526)

Comments:

Date/Time: 12/16/2013 10:19

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 01/28/2014 9:32

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 01/28/2014 10:02

Officer: ☐

Custody Information: Received By Lab

Comments: Received in by FCROS

Date/Time: 04/08/2014 10:26

Officer: ☐

Custody Information: From Lab

Comments:

Date/Time: 04/08/2014 10:33

Officer: 010314 LANE, JAMES

Custody Information: Officer Custody - LANE, JAMES (010314)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Officer Custody - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 04/09/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033359

Case Items

Item Number: 12

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/4/2014 - 6:00:00PM

Collection Purpose: Evidence

Process:

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 1 - BEIGE CHUNKY SUBSTANCE

Detail Description: loose amount of a beige chunky substance

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 12

Date/Time: 06/04/2014 18:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 06/04/2014 22:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/05/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/05/2014 9:24

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 13

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/5/2014 - 11:30:00AM

Collection Purpose: Evidence

Process:

Collected By: 010368 - BALLAGH, JEFFERY

Collection Location: city of syracuse

Packaging/Quantity/Item Type: Plastic Bag - 4 - BROWN/TAN POWDER

Detail Description: 4 packages of heroin

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 13

Date/Time: 06/05/2014 11:30

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Collected - BALLAGH, JEFFERY (010368)

Comments:

Date/Time: 06/05/2014 14:00

Officer: 010368 BALLAGH, JEFFERY

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/06/2014 8:06

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/06/2014 8:07

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

APPENDIX 14a

**Excerpt from Federal NY Drug Conspiracy
Complaint in which SA Hart Asserts
Three (3) Controlled Purchase of Narcotics
were Obtained from Jamal Harris,
Dkt. No. 1-pg 62-
U.S. v Derrick Wilson, 5:14-cr-273**

QA: For real, my nigga. Don't play games.

JD: Aight, man, come on, man, I just called you to hear your voice, nigga.

QA: You always do, son.

JD: Oh, yeah cause you remind me of my G.

QA- (Laughs) How long?

JD: I'm bout to go like give me like 10-15 minutes.

QA: Aight, man, don't forget about me, man.

JD: Aight.

QA: Aight.

Jamal HARRIS

62. Jamal HARRIS has been identified as a narcotics distributor, primarily involved on the trafficking of heroin with Derrick WILSON. There are numerous pertinent drug calls between WILSON and HARRIS on **SUBJECT TELEPHONE # 5**. During the course of this investigation, there have been three (3) controlled purchases of heroin from HARRIS. On May 12, 2014 at approximately 11:23 AM, WILSON using **SUBJECT TELEPHONE #5** placed an outgoing call to 315-863-3052 used by Jamal HARRIS (JH). A transcript of the call follows.

JH: Hey, what's shakin, my nigga?

DW: Yo. What up? What's good with you?

JH: Tryin to get next to you. I need to talk to you. I told you, I gotta go down to that lawyer office today too, man, see about that business shit...tryin to (unintell)... Yo, this this, listen, I need to holler at you, man...just, um, get down around me, man. My shit, my shit ain't right,

APPENDIX 14b

**Excerpt from Complainants Omnibus Affidavit
highlighting how Atty Neroni Inadvertently
Submitted Typo of Five (5) Controlled
Purchases Associated to Jamal Harris instead of
the Three (3) Purchases Asserted by SA Hart,
Dkt. No. 186-2, pgs 1-2,
U.S. v Derrick Wilson, 5:14-cr-273**

I, Derrick Wilson, under penalties of perjury, hereby state and affirm the following. I am the defendant in the instant criminal matter and I make this affidavit based upon my personal firsthand knowledge of the facts and circumstances particular to this case. In addition to my firsthand knowledge, I have gained additional information through my review of the Government's discovery. My knowledge of the facts and the information that I have gathered leads me to believe that the law enforcement officers involved in this criminal drug investigation engaged in the following:

- (A) Outrageous government conduct, violating my due process rights,
- (B) Special Agent Anthony Hart included false material statements and omissions in all of his wiretap applications, and
- (C) Agents "collusively" fabricated the existence of confidential sources, intertwined the identities of confidential sources via the art of misappropriation, and fabricated the activities of confidential sources, thus warranting a full Roviario disclosure of the identity and file of all confidential sources relative to this criminal matter.

The factual basis in which my knowledge, information and beliefs rest upon are set forth below:

**(A) OUTRAGEOUS GOVERNMENT CONDUCT-DURING INVESTIGATIVE
PROCESS**

1. Agents Fabricated (35) Controlled Purchases of Narcotics

(48) controlled purchases are asserted in Federal Complaint – in his Federal Complaint Special Agent Anthony Hart asserts that, pursuant to this drug investigation, six of the thirteen indicted coconspirators engaged in a total of (48) controlled purchases:

SEE, Federal Complaint, Case No. 5:14-MJ-214 (ATB)

-(5) from Derrick Wilson, at pg. 8, para. 9

-(8) from Jeffrey Dowdell, at pg. 22, para. 25

-(13) from Tashawn Albert, at pg. 31, para. 34

-(15) from Zephaneaa Dowdell, at pg. 46-47, para. 49

-(5) from Jamal Harris, at pg. 60, para. 62

-(5) from Willie Strong Jr., at pg. 66, para. 69

This equals a total of (48) controlled purchases from indicted coconspirators. Contrarily, there are only (13) Drug Exhibits in Evidence as a result of controlled purchases from indicted coconspirators, i.e., Exhibits 4,5,6,7,8,10,11,12, 14, 16, 24, 27, 28 (SEE, Drug Exhibits 1-65)

-Exclude Exhibits 1,2 and 3 from this equation. Exhibits 1, 2 and 3 are controlled purchases of crack cocaine from Willie Strong Jr, and ARE NOT the four (4) controlled purchases of heroin from Willie Strong Jr that SA Hart attributed to Strong in his above mentioned Federal Complaint.

(a) The Actual (35) Controlled Purchases That Are Wholly Fabricated

- (13) controlled purchases from Tashawn Albert (No Drug Exhibits in Evidence)
- (9) controlled purchases from Zephaneaa Dowdell- (15) asserted, only (6) drug exhibits in evidence, i.e. Exhibits 10, 11, 12, 14, 16, 24
- (6) controlled purchases from Jeffery Dowdell- (8) asserted, only (2) drug exhibits in evidence, i.e., Exhibits 27, 28
- (4) controlled purchases of heroin from Willie Strong Jr. (No Drug Exhibits in Evidence)
- (3) controlled purchases of heroin from Jamal Harris (No Drug Exhibits in Evidence)

For clarity, not only is the evidentiary record devoid of any drug exhibits to validate these (35) controlled purchases, the evidentiary record is also devoid of the requisite monetary evidence relative to substantiating these controlled purchases.

(b) Of the (35) Fabricated Controlled Purchases (12) Are Collusively Delineated

- (5) fabricated and delineated controlled purchases relating to Zephaneaa Dowdell:

November 14, 2013, controlled purchase of (i) crack cocaine and (ii) heroin. (see, November 27, 2013 DEA 6 Report for the Acquisition of Exhibit N-7. SEE ALSO, Wiretap Application for SUBJECT TELEPHONE #2, at pg. 13-15, para. 22-23)

November 26, 2013, controlled purchase of (iii) crack cocaine and (iv) heroin. (SEE, Wiretap Application for SUBJECT TELEPHONE #2, at pg. 16-17, para. 27-28)

APPENDIX 14c

**Excerpt of Fabricated SPD Chain of Custody
Reports, Jamal Harris, highlighting the
Government's Production of Material to
Correspond with Atty Neroni's Typo**

8/11/2015

Syracuse Police Department Chain Of Custody Report

Department Case Number: NF-033664

Related Case #'s:

Case Information

JAMAL HARRIS
(JH) pg. 1

Case Officer: 010550 - BABBAGE, DANIEL
Offense Date/Time: 6/16/2014 - 7:45:00PM
Offense Location: 100blk of Ballantyne Rd.
Offense Type: DRUG Controlled Substance Violation or Abuse
Offense Class: F - Felony
Expiration Date: 6/16/2019
Jurisdiction:
Court Date:
Disposition:
Disposition Date:
Case Comments:

Case Names

Name, Type: Suspect
Name: Harris, Jamal, M

Sex: M Race: B DOB: 03/28/1979

Home Phone#:

Address: 206 W. Borden Av.
Syracuse NY 13205

ID#:

Additional Name Information:

SSN#:

Case Items

Item Number: 1
Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN
Collection Date/Time: 3/18/2014 - 2:30:00PM
Collection Purpose: Evidence
Collected By: 010550 - BABBAGE, DANIEL
Collection Location: 206 W. Borden Av.
Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER
Detail Description: 50 glassine envelopes each cont a tan powdery sub.
Owner: There is no owner associated with this item
Item Notes: envelopes stamped with Red Wizards

Chain Of Custody History - Item: 1

Date/Time: 03/18/2014 14:30	Officer: 010550 BABBAGE, DANIEL
Custody Information: Item Collected - BABBAGE, DANIEL (010550)	
Comments:	
Date/Time: 03/18/2014 16:30	Officer: 010550 BABBAGE, DANIEL
Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS	
Comments:	
Date/Time: 03/19/2014 9:14	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)	
Comments:	
Date/Time: 03/19/2014 9:14	Officer: 010129 LAMONTAGNE, MARK
Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN	
Comments:	

8/11/2015

Syracuse Police Department
Chain Of Custody Report

Department Case Number: NF-033664

(JH) pg. 2

Case Items

Item Number: 2

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 5/20/2014 - 3:30:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 206 W. Borden

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 10 glassine envelopes cont a tan powder stamped "A+"

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 2

Date/Time: 05/20/2014 15:30

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 05/20/2014 15:55

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 05/21/2014 9:34

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 05/21/2014 9:35

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Item Number: 3

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/1/2014 - 2:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 200blk of W. Borden Av.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: knotted section of clear plastic cont a tan powder

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 3

Date/Time: 06/01/2014 14:00

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/01/2014 15:35

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/02/2014 10:47

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/02/2014 10:47

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

8/11/2015

Syracuse Police Department
Chain Of Custody Report

(JH) pg 3

Department Case Number: NF-033664

Case Items

Item Number: 4

Current custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Collection Date/Time: 6/5/2014 - 9:00:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 200blk of W. Borden Av.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 09 glassine envelopes each cont a brown powder stamped "A+"

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 4

Date/Time: 06/05/2014 21:00

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/06/2014 8:06

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/06/2014 8:07

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

Date/Time: 06/05/2014 23:30

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Item Number: 5

Current custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Collection Date/Time: 6/16/2014 - 7:45:00PM

Process:

Collection Purpose: Evidence

Collected By: 010550 - BABBAGE, DANIEL

Collection Location: 100blk of Ballantyne Rd.

Packaging/Quantity/Item Type: Plastic Bag - 1 - BROWN/TAN POWDER

Detail Description: 10 glassine envelopes cont a tan powder stamped (A+ red)

Owner: There is no owner associated with this item

Item Notes:

Chain Of Custody History - Item: 5

Date/Time: 06/16/2014 19:45

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Collected - BABBAGE, DANIEL (010550)

Comments:

Date/Time: 06/16/2014 20:50

Officer: 010550 BABBAGE, DANIEL

Custody Information: Item Submitted - SPD FRONT DESK VAULT LOCKERS

Comments:

Date/Time: 06/17/2014 12:14

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - LAMONTAGNE, MARK (010129)

Comments:

Date/Time: 06/17/2014 12:14

Officer: 010129 LAMONTAGNE, MARK

Custody Information: Stored In Location - SPD DRUG ROOM YELLOW BIN

Comments:

APPENDIX 15

**Transcript from Sept. 19, 2017, State Cold Case
Evidentiary Hearing documenting Neroni's (previous
counsel in federal case – 4 th counsel) sworn testimony
regarding her “revised” recollection of AUSA Freedman's
threat of an uncharged cold case from 15 years prior
(see yellow highlight at page 16 of transcript)
Re: People v. Derrick Wilson, Ind. No. 2015-0866-1**

S T A T E O F N E W Y O R K
COUNTY COURT COUNTY OF ONONDAGA

-----x
THE PEOPLE OF THE STATE OF NEW YORK, Indictment No.
2015-0866-1

vs.

DERRICK WILSON,

Index No. 15-0979

HEARING

Defendant.

-----x
PRESIDING: HONORABLE JOHN J. BRUNETTI
 Acting Supreme Court Justice

HELD AT: Criminal Courts Building
 505 South State Street
 Syracuse, New York 13202

DATE: September 19, 2017

APPEARANCES: William J. Fitzpatrick, Esq.
 District Attorney, Onondaga County
BY: MELINDA H. MCGUNNIGLE, ESQ.
 Assistant District Attorney

TYLYN L. BOZEMAN, ESQ.
Attorney for the Defendant

REPORTED BY: Joi S. Knight, RPR
 Official Court Reporter

INDEX

<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
Danielle Neroni	15	--	--	--

1 THE COURT: People versus
2 Derrick Wilson.

3 In no particular order I wish to
4 report to counsel, I give you a copy of
5 information pertinent to the production of
6 Travis Gathers for the trial of this matter in
7 November.

8 I'm reporting to you that as a result
9 of various phone calls to the Court of General
10 Sessions, I was then referred to the equivalent
11 of the investigators to the DA's office. When I
12 initially spoke to her -- and you're going to
13 have her information here -- she indicated -- she
14 indicated ordinarily that they don't do these.
15 They only do these for prosecutors. Since I was
16 a judge that she would shepherd it along. And by
17 coincidence, which I think I -- I'll let Melinda
18 tell you, but I e-mailed you something else I
19 got, this from -- from the original parole
20 officer in Albany who turned us on to where this
21 fellow was. So I've also spoken to an Assistant
22 District Attorney who works in the same office as
23 Investigator Collins about this matter.

24 And then what I'm going to give you is
25 a draft of the two orders to be signed by the

1 judge in South Carolina, whose name is unknown.
2 And then I'm going to give you my draft -- these
3 are all my drafts, but a certificate -- a draft
4 of my certificate to the judge of the court. And
5 then I prepared an affidavit for Tylyn Bozeman to
6 sign. And I'll be attaching copies of both
7 statutes as well as a copy of -- it's written up
8 as Terrance Gathers in the police report, but
9 it's in here as explained that it's also
10 Travis Gathers. So I'm going to send that to her
11 before it's put in final form so that the -- so
12 that it's approved ahead of time so that there
13 are no glitches. So that takes care of that.

14 And then I'm going to get a hold of
15 Detective Fahey, who is the head of the sheriff's
16 department, warrant squad. I'm assuming --

17 MS. MCGUNNIGLE: Fahey retired.

18 THE COURT: Let me ask the deputies
19 here. If I order a witness to be picked up by
20 the Onondaga County Sheriff's Department in
21 South Carolina, who would handle that initially
22 as far as my sending over the certificate and
23 order?

24 TRANSPORT OFFICER: It would probably
25 be -- you would probably order us to do it

1 because tran -- you don't want trans court to do
2 anything like that and --

3 THE COURT: I don't want what?

4 TRANSPORT OFFICER: Trans court.

5 THE COURT: Oh, no, probably not.

6 TRANSPORT OFFICER: Probably the
7 warrants guys.

8 MS. MCGUNNIGLE: Mike Norton is the new
9 guy.

10 THE COURT: Good. I'm going to CC him
11 on this so he understands.

12 Based upon our last appearance I
13 issued a subpoena for the phone call or phone
14 calls, and it's been produced. It is loaded.
15 I'll listen to that in a minute.

16 And we're going to get this
17 Danielle Neroni on the phone in a minute.

18 Can you do me a favor, Madam Clerk?

19 She's not here. Let me call her and
20 tell her --

21 (Whereupon a discussion was held off the
22 record.)

23 THE COURT: I thought I had an order to
24 produce a witness.

25 TRANSPORT OFFICER: I don't know that

1 he's not here. I can check to see if he's in
2 custody.

3 THE COURT: I filled it in in ink.

4 So I'm going to play this phone call.
5 Ms. McGunnigle is here. And this was collected
6 pursuant to a subpoena, which I directed, a phone
7 call by Derrick Wilson, January 20th, 2017,
8 probably between 11 and 1.

9 MS. MCGUNNIGLE: 11:22.

10 THE COURT: 11:22.

11 We're now off the record.

12 (Whereupon the CD was played.)

13 THE COURT: We're on the record.

14 The call that I heard was Mr. Wilson
15 asking his previous lawyer in the Federal matter
16 as to whether or not Carla Freedman told her that
17 if the defendant filed motions in the Federal
18 matter that he would be charged with the murder.
19 She did not agree that that occurred.

20 What she stated was that the offer was
21 that if he pled in Federal Court that the
22 District -- the Federal authorities would
23 convince the State authorities to cover the
24 homicide case. And when that was reasserted
25 later on in the conversation, Mr. Wilson

1 characterized it as the same thing, but
2 Ms. Neroni did not characterize the conversation
3 in the same fashion at all. She just said -- she
4 did not recall anything about the filing of
5 motions. So that is what I heard.

6 So now we're about to call Ms. Neroni.
7 Now, I would like to know exactly what you want
8 to ask her and what it has to do with a speedy
9 trial, quote, "pre-accusation delay claim."

10 THE DEFENDANT: Your Honor?

11 THE COURT: Yeah.

12 THE DEFENDANT: In regards to what you
13 just said you heard --

14 THE COURT: Yeah.

15 THE DEFENDANT: -- you -- you actually
16 didn't capture what she actually said. I wrote
17 down what she actually said. She said if you
18 insert a plea -- what she recalled was if you
19 insert a plea you would not be charged in State
20 Court --

21 THE COURT: Okay.

22 THE DEFENDANT: -- with homicide --

23 THE COURT: But she said nothing about
24 motions, nothing -- okay.

25 THE DEFENDANT: But what -- that --

1 that testimony -- or that statement that she just
2 gave was in January 2017. So that was almost
3 20 months from when she actually told me the
4 statement.

5 So in regards to whether she recalls
6 motions or whether she recalls what she actually
7 recalls, the -- the -- the fact of the matter is
8 that there was a conversation. And the substance
9 of the conversation pertain to me exercising some
10 right, whether it was to file motion, as I
11 recall, or, as she recall, exercising the right
12 to plead guilty or not plead guilty. Whatever I
13 chose to do in my Federal matter would be
14 contingent on -- or my State -- me being charged
15 with this State homicide would be contingent on
16 whether -- from her version, me being charged
17 with this State homicide would be contingent on
18 whether I file -- not file, whether I pled guilty
19 in Federal Court. And that's still an issue
20 that --

21 THE COURT: What does that have to do
22 with your pre-accusation delay claim?

23 THE DEFENDANT: What it has to do with
24 my pre-accusation delay claim is that -- is -- is
25 the threat is that if I exercise -- I haven't

1 been charged with the homicide -- when they had
2 this conversation, I wasn't charged with the
3 homicide yet. So now the threat comes and
4 says -- the message, the conveyance, the threat
5 was that if you plead guilty in Federal Court,
6 you won't be charged in State Court with the
7 homicide.

8 THE COURT: Okay.

9 THE DEFENDANT: So, once again, the
10 State case is hanging over my head like a club.
11 And I'm, once again, having to experience this
12 anxiety, this anguish, and this stress from --
13 for continuously 15 years every opportunity that
14 they get they throw this homicide case in my
15 face. And I've been punished for it already
16 where I asked my lawyer to subpoena the actual
17 parole --

18 MS. BOZEMAN: Decision.

19 THE DEFENDANT: -- the actual parole
20 decision that shows that I was denied so that can
21 buttress my claim that shows I already was
22 punished for this crime even before I was charged
23 with it.

24 I was denied parole in 2008 and I know
25 at least in part it was due to Mr. Ferrante's

1 letter. So that's another instance where the
2 case was held over my head. In 2005, right here,
3 the resentencing, the case was used -- this case
4 was held over my head again and being used
5 against me to try to prevent me from being
6 resentenced.

7 So for a 15-year period -- that
8 conversation with Danielle Neroni culminates the
9 ending of the 15-year period right before I was
10 charged with this crime.

11 THE COURT: All right. Thank you. The
12 call does adversely impact on your due -- your
13 due process retaliatory prosecution claim that
14 has already been resolved.

15 If you want to get her on the phone,
16 I'd like to know for what purpose. The only
17 thing she can possibly do is to hurt the -- your
18 due process claim. But I would like to know
19 what -- what she's to be asked.

20 THE DEFENDANT: I don't understand --

21 THE COURT: No. No. Just tell me
22 what -- if you want me to get her on the phone --

23 THE DEFENDANT: When you say the
24 statement, Your Honor, I would appreciate it
25 if -- I can't force you, but I would appreciate

1 it if you enlighten me. When you
2 say adversely --

3 THE COURT: Because you've been saying
4 for years something that she didn't corroborate
5 in the phone call; okay? Just -- that's all.
6 That's all I'm saying.

7 THE DEFENDANT: So -- so --

8 THE COURT: It's perfectly proper for
9 the following to occur. It happens every single
10 day.

11 THE DEFENDANT: Hold on. So can I --
12 can --

13 THE COURT: No. No. No. I want you
14 to listen to me for a moment.

15 THE DEFENDANT: Okay.

16 THE COURT: We're at the bench, if you
17 plead guilty to X, we'll cover Y. It happens
18 every day.

19 THE DEFENDANT: That right there is
20 permissible. I agree with you.

21 THE COURT: That's what you said it
22 was.

23 THE DEFENDANT: That's not what you
24 said it was. I read the case law on this.

25 THE COURT: There's no case law to

1 read. She just said if you pled to the Federal,
2 they would cover the homicide. That was what she
3 remembered.

4 THE DEFENDANT: No. No. No. No.
5 Exactly.

6 THE COURT: Okay.

7 THE DEFENDANT: I'm not -- she said if
8 I pled guilty in Federal Court --

9 THE COURT: Yeah, they -- right --

10 THE DEFENDANT: -- I'm not to be
11 charged with a homicide in State Court.

12 THE COURT: Correct.

13 THE DEFENDANT: That's two different
14 sovereigns and the due process clause prohibits
15 collusion between two different sovereigns.

16 What they can do -- what -- if I can
17 elaborate on what you're saying what happens
18 every day. If the District Attorney within their
19 office, if they say, listen, if you don't plead
20 guilty to this then we're going to charge you
21 with the same charges that's within our office,
22 then they can do that.

23 THE COURT: No. No.

24 THE DEFENDANT: They can also say --
25 they can also say with the separate sovereign,

1 hey, listen. If you don't plead guilty to this
2 crime then we're going to send this over to the
3 Onondaga County District Attorney's Office for
4 them to investigate it, for them to look at it.

5 What they can't do, Your Honor, they
6 cannot dictate and determine whether or not one
7 sovereign is going to charge me with another --
8 is going to charge me with another crime based
9 upon whether I exercise my rights in another
10 proceeding.

11 THE COURT: Well, let me say this: It
12 happens every day in this courtroom --

13 THE DEFENDANT: That doesn't happen.

14 THE COURT: -- throughout this building
15 on child pornography charges where the defendant
16 is charged in State Court with child pornography
17 and the Federal laws are much more strict.

18 That's over with. My question is:
19 What do you want to ask her when we get her on
20 the phone?

21 THE DEFENDANT: My question --

22 THE COURT: There's no question. What
23 do you want to ask her?

24 THE DEFENDANT: I might not have to ask
25 her nothing depending on the question.

1 THE COURT: Okay. What is it?

2 THE DEFENDANT: How do I get that into
3 evidence (indicating)?

4 THE COURT: Get what into evidence?

5 THE DEFENDANT: The phone recording.

6 THE COURT: Into evidence where?

7 THE DEFENDANT: Into evidence for the
8 hearing.

9 THE COURT: It's in evidence. It's
10 right here. I just listened to it. We'll mark
11 it as an exhibit of course.

12 THE DEFENDANT: So it will be --

13 THE COURT: It's received. The entire
14 call is received. Absolutely.

15 THE DEFENDANT: All right.

16 MS. BOZEMAN: Judge, we're ready for
17 you to call her.

18 THE COURT: I know, but I want to know
19 what do you want to ask her?

20 MS. BOZEMAN: Oh, right. So --

21 THE COURT: All right. Ms. Bozeman,
22 you have to come up here because you have to
23 speak into the phone.

24 (Whereupon the witness, Attorney Danielle
25 Neroni, is present via telephone and testifies

1 as follows:)

2 THE COURT: This is Tylyn Bozeman.

3 She's the lawyer for Derrick Wilson.

4 Go ahead, Ms. Bozeman.

5 DIRECT EXAMINATION

6 BY MS. BOZEMAN:

7 Q. Hi, Ms. Neroni. So I'm bringing you back to
8 your conversation with Mr. Wilson. Can you recall how
9 many conversations you had with him regarding
10 Carla Freedman and her statements to you regarding
11 this particular homicide?

12 A. I believe it was one, maybe two. The reason I
13 say that is because I made a specific trip up to the
14 jail to speak with Mr. Wilson regarding what had been
15 said.

16 Q. Okay. And do you remember the time period
17 that you might have had these conversations or that
18 you did have these conversations with Ms. Freedman?

19 A. It was a few weeks prior to me having a
20 conference up in Syracuse. I don't remember the exact
21 dates and times.

22 Q. Okay. Does April 2015 ring a bell?

23 A. I don't know when my -- when my representation
24 of Mr. Wilson terminated. It was shortly before I
25 filed the motion.

1 Q. Okay. So you had a conversation with
2 Ms. Freedman shortly before you filed the motion in --
3 in Federal Court?

4 A. Correct.

5 Q. Okay. And there was some discussion about
6 filing another motion?

7 A. I don't recall that. I recall just that I had
8 a conversation with Ms. Freedman that there was an
9 uncharged homicide and that if he entered a plea of
10 guilty on the case in Federal Court that he wouldn't
11 be charged with a homicide. I went up to the jail to
12 meet with Mr. Wilson because this was the first I was
13 hearing of an uncharged homicide. I sat down with
14 Mr. Wilson. I said, "You're going to get 20 on this.
15 You know what you're facing on a homicide." And we
16 had that discussion. That's the only time frame that
17 I can give to you.

18 MS. BOZEMAN: Okay. Hold one moment.

19 No further questions.

20 THE COURT: Anything, Ms. McGunnigle?

21 MS. MCGUNNIGLE: No questions.

22 THE COURT: Thank you.

23 (Whereupon the witness was excused.)

24 THE COURT: Okay. We're still on the
25 record.

1 A witness the defense asked me to
2 order to be produced is not here, so we have to
3 reconvene.

4 So Tylyn --

5 MS. BOZEMAN: And Judge --

6 THE COURT: Off the record.

7 (Whereupon a discussion was held off the
8 record.)

9 THE COURT: I'm going to adjourn to the
10 22nd of September at 11:00. I've ordered
11 Jarrod Brewer produced as a potential witness at
12 the request of the defense.

13 MS. BOZEMAN: And Judge --

14 THE COURT: Yes.

15 MS. BOZEMAN: -- and the question -- so
16 this was entered into evidence, my copy here?

17 THE COURT: The phone -- the entire
18 phone call is deemed in evidence. Both of you
19 have copies?

20 MS. BOZEMAN: Right.

21 THE COURT: For purposes of providing
22 any kind of record on appeal, it will be sent to
23 the Appellate Division. If anybody would want to
24 prepare a transcript of just the Neroni part, it
25 would be fine. It's not required. I listened to

1 the whole thing.

2 Okay. Nothing further. I will see
3 you on the 22nd.

4 (Whereupon the hearing was adjourned.)
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C E R T I F I C A T E

I, Joi S. Knight, Registered Professional Reporter,
of the Fifth Judicial District, State of New York, DO
HEREBY CERTIFY that the foregoing is a true and
accurate transcript from my stenographic notes taken
in the above-entitled matter and the whole thereof.

September 22, 2017

Joi S. Knight, RPR

Joi S. Knight, RPR

APPENDIX 16

Collusive August 4, 2015, Syracuse Police Department sworn police report - Confirms meeting between federal and state prosecutors, etc., to finalize cooperation agreement with co-conspirator Harris relating to uncharged state homicide which supports the inference of collusion to implement AUSA Freedman's threat of a Vindictive State Prosecution, and the fabrication of the SPD Chain of Custody Reports (this meeting took place one day after Petitioner filed his omnibus motions in federal court)

UNLEADS Narrative Supplement 1

Agency Name Syracuse Police Department		DR # 00-117355	
Incident Type HOMI	Person Type VI	Victim Type Individual	
Last Name Hamer		First Walick	Middle
Suffix 		DOB / /	Business Name

Wilson, Derrick Federal Inmate 36 MBI
Harris, Jamal Federal Inmate 36 MBI

On 4 Aug 15, while working unit 764, this Detective continued a follow-up investigation regarding a Homicide, DR 00-117355.

A final meeting was conducted with Harris, listed above, concerning his cooperation in association with the aforementioned matter, and the limited responsibility he faces criminally surrounding the same. The noted conference was held at the U.S. Attorney's Office. In addition to this writer and Harris, Onondaga County A.D.A. Doran, U.S. Attorney Friedman, and Harris's Defense Attorney Sullivan were all present during the course of the entire meeting.

Harris was receptive to the agreement that has been put in place relative to his cooperation and the subsequent criminal charge that will be lodged in State criminal court.

As of this writing both Harris and the targeted suspect pertaining to the above referred to complaint, that being Wilson listed above, are in Federal custody concerning unrelated R.I.C.O. charges lodged in 2014. Criminal proceeding's relative to the aforementioned Homicide in N.Y. State criminal court are pending. Investigation to continue.

False Statements made herein are punishable as a Class A Misdemeanor pursuant to 210.45 NYSPL AFFIRMED UNDER PENALTY OF PERJURY

12. PRINT NAME
John Nolan

13. ID# 14. SIGNATURE

0396 Electronically Signed

Administrative Use Only

15. SUPERVISOR NAME (PRINT)
Lt Brian Fougner

16. ID# APPROVED DATE 17. APPROVED BY SIGNATURE
0119 08/05/2015 Approved Electronically

Page 2
of 2

Form 3.5NC (Rev.2/07)

APPENDIX 17

Fabrication of Ballistic Evidence

Forensic evidence proving that the weapon the prosecution adduced as murder weapon in 2015 prosecution was forensically excluded as murder weapon in 2000 (Fabrication of Ballistic Evidence)



TAB 267 00-264776
8/31/00 00-3932-1

**CENTER FOR FORENSIC SCIENCES
TOOLMARKS/FIRARMS IDENTIFICATION SECTION
CARTRIDGE CASE WORKSHEET**

(Complete as applicable to case) Form 14.0a (Rev02/00)

DATE: 26 APR 00 TYPE OF CASE: HOMICIDE CASE#: 00-117355 LAB#: 00-2066

TIME: 1600 AGENCY CODE: 01 VI/SU: WALIK HAMER

MISC. INFO. (OPTIONAL):

NIBIN NUMBER 6524/6916

HIT(Y/N) N

INSTRUMENTS CHECKED: ☒ N / NA

test fires stored in standards file

EXAMINER: JT

158

A # 174

ITEM:

#2

#3

CALIBRE:

9MM

9MM

CASE TYPE: (straight-rimmed, ect.)

RIMLESS

RIMLESS

DESIGN/MANUFACTURER:

WIN

WIN

CONDITION:

SPENT

SPENT

CLASS CHARACTERISTICS:

YES

YES

INDIV. CHARACTERISTICS:

YES

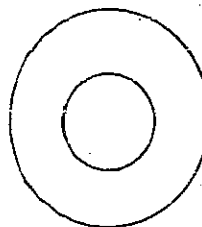
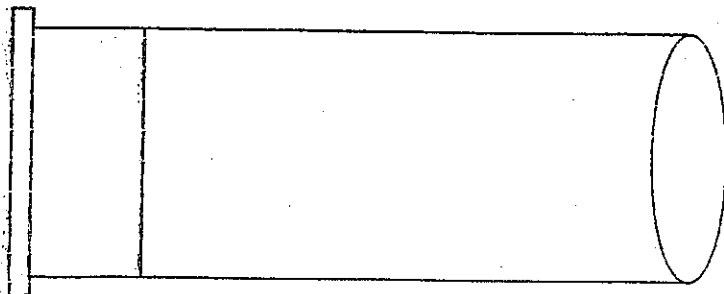
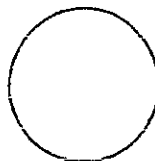
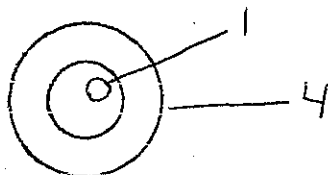
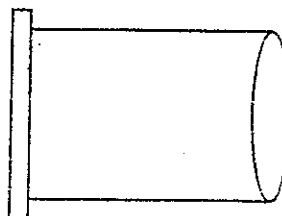
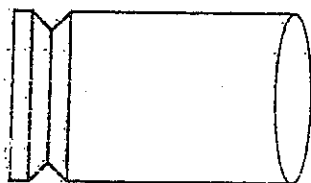
YES

TRACE/BIO:RECOVERED

NO

NO

1. FIRING PIN 2. BREECH IMPRESSION 3. EJECTOR MARKS 4. EXTRACTOR MARKS
5. CHAMBER MARKS 6. MAGAZINE MARKS 7. OTHER



PHOTO

ACETONE USED TO
CLEAN CASINGS

OPEN CASE FILE
CHECK TO

LP# 00-3932-1

AND

LP# 00-5281-1

NEGATIVE RESULTS

Peer Review: Reviewed By:

[Signature]

1428

Laboratory:

CFS

Date:

5/2/00

APPENDIX 18

**January 11, 2016, Subpoena-
Start Wireless/Tracfone Wireless & E-mail
Response from Tracfone Wireless**

KENNETH M. MOYNIHAN

ATTORNEY AT LAW

Faxed: 1-419-382-8729

January 11, 2016

Start Wireless Group., Inc.
Legal Compliance
1615 Timber Wolf Drive
Holland, OH 43528-8304

RE: United States v. Derrick Wilson
14-CR-273 (GTS)

Dear Sir/Madam:

We are in the process of serving a Subpoena regarding the above-referenced matter.
Kindly confirm that the correct fax number to serve this subpoena is 1-419-382-8729.

Thank you.

Respectfully,

Kenneth M. Moynihan

Kenneth M. Moynihan

KENNETH M. MOYNIHAN

ATTORNEY AT LAW

Emailed: CorporteOffice@tracfone.com

January 12, 2016

TracFone Wireless, Inc.
Start Wireless Group., Inc.
9700 N.W. 112th Avenue
Miami, FL 33178

RE: United States v. Derrick Wilson
14-CR-273 (GTS)

Dear Sir/Madam:

Enclosed herewith is an executed Subpoena regarding the above-referenced matter.
Kindly provide the requested documents at your soonest convenience.

Thank you.

Respectfully,

Kenneth M. Moynihan

Kenneth M. Moynihan

Enclosure

UNITED STATES DISTRICT COURT

for the

United States of America

v.

Derrick Wilson

Defendant

Case No. 14-cr-273 (GTS)

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: START WIRELESS GROUP, INC.
1615 TIMBERWOLF DRIVE
HOLLAND, OH 43528-8304

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance: United States District Court Northern District of New York Syracuse, NY	Courtroom No.: 11th Floor
	Date and Time:

You must also bring with you the following documents, electronically stored information, or objects (*blank if not applicable*):

Phone/toll records, incoming and outgoing, for number 315-317-3638 (ESN: A1000013872A4E) for the time period of April 1, 2013 through August 31, 2013.

(SEAL)

Date: 4/16/16

District Judge
CLERK OF COURT

[Signature]
Signature of Clerk or Deputy Clerk

District Judge

The name, address, e-mail, and telephone number of the attorney representing (*name of party*)

Derrick Wilson

, who requests this subpoena, are:

Kenneth M. Moynihan
120 East Washington Street
Syracuse, NY 13202
315-424-4944
ken@moynihanlawoffice.com

From: Angellca Negron Munoz anegronmunoz@tracfone.com
Subject: TracFone No. 315.317.3638
Date: January 13, 2016 at 4:51 PM
To: ken@moynihanlawoffice.com
Cc: Subpoena Compliance subpoena.compliance@tracfone.com



Please address the attached subpoena to TracFone Wireless Inc, and send it back to our office.

Please be advised that TracFone Wireless is a prepaid phone service, and subscriber information is not required from our customers, upon activation. If the records provided are utilized in trial proceeding that requires a records custodian for authentication, please be advised TracFone Wireless does not have local representatives in your area. TracFone Wireless Custodian of records is located at our Corporate Headquarters in Miami Florida. Our office requires a minimum of two-week's notice in addition to pre-paid travel arrangements by your office.

AO 89 (Rev. 08/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case

UNITED STATES DISTRICT COURT
for the

United States of America
v.
Derrick Wilson

Defendant

Case No. 14-cr-273 (GTS)

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To: START WIRELESS GROUP, INC.
1615 TIMBERWOLF DRIVE
HOLLAND, OH 43528-8304

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

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	Date and Time:

You must also bring with you the following documents, electronically stored information, or objects (blank if not applicable):

Phone/toll records, incoming and outgoing, for number 315-317-3638 (ESN: A1000013872A4E) for the time period of April 1, 2013 through August 31, 2013.

(SEAL)

Date: 1/14/16

District Judge

CLERK OF COURT


Signature of Clerk or Deputy Clerk
District Judge

The name, address, e-mail, and telephone number of the attorney representing (name of party) Derrick Wilson
, who requests this subpoena, are:

Kenneth M. Moynihan
120 East Washington Street
Syracuse, NY 13202
315-424-4944
ken@moynihanlawoffice.com

KENNETH M. MOYNIHAN
ATTORNEY AT LAW

Emailed: CorporteOffice@tracfone.com

January 12, 2016

TracFone Wireless, Inc.
Start Wireless Group., Inc.
9700 N.W. 112th Avenue
Miami, FL 33178

RE: United States v. Derrick Wilson
14-CR-273 (GTS)

Dear Sir/Madam:

Enclosed herewith is an executed Subpoena regarding the above-referenced matter.
Kindly provide the requested documents at your soonest convenience.

Thank you.

Respectfully,

Kenneth M. Moynihan

Kenneth M. Moynihan

Enclosure



Definition of Terms used in CDR Report:

- 1) **CDR** – Call Detail Record.
- 2) **Date & Time** – Information correlates to the handset's location where the call was placed.
- 3) **MDN** – (Mobile Dialing Number) Mobile number of phone within a wireless carrier's network.
- 4) **Dialed Number** – Phone number linking to the MDN at the time of the call.
- 5) **ESN** – (Electronic Serial Number) Unique identification number embedded in a wireless CDMA phone by the manufacturer.
- 6) **IMEI** – (International Mobile Equipment Identifier) The ESN for a GSM handset.
- 7) **Call Direction** – Incoming call made to the handset or Outgoing call made from the handset.
- 8) **Origin SID** – The source from where the call is placed. SID is a grouping of cell towers.
- 9) **From City** – The city from which the call was placed in conjunction with Call Direction.
- 10) **Called City** – The location to which the call was placed in conjunction with Call Direction.
- 11) **To State** – The state to which the call was placed.
- 12) **Local Minutes** – Minutes used for a local call.
- 13) **LD Minutes** – Long Distance minutes used for a call.
- 14) **Roaming** – When a subscriber is using the resources of a network outside of his own.
- 15) **Roaming LD** – When a subscriber is using the resources of a network outside of his own while outside of the network's home country.
- 16) **SMSMT** – Incoming text message. TracFone has no access to the message content.
- 17) **SMSMO** – Outgoing text message. TracFone has no access to the message content.
- 18) **MMSMT** – Incoming Multimedia message. TracFone has no access to the message content.
- 19) **MMSMO** – Outgoing Multimedia message. TracFone has no access to the message content.
- 20) **Total KB** – Data Usage. Example: Internet usage.
- 21) **Units** – A cash derivative from which TracFone deducts usage.

Responses to Frequently Asked Questions:

- TracFone is a prepaid phone service. Customer information is not required upon activation and may be provided at the sole discretion of the customer.
- TracFone provides service on a month-to-month prepaid basis. If a customer fails to maintain active service each month, his service will be terminated and the phone number may be reassigned to a new customer.
- The SID (grouping of cell towers) and cell tower locations are managed by each underlying carrier. Information pertaining to a handset's location or sector orientation must be requested from the respective carrier.
- TracFone does not have access to customer's voice mail or text message content.
- TracFone provides CDRs as they pertain to our business. Requests directed to other carriers may provide additional information. For example, if a call is placed to a TracFone handset while it is turned off and the call is routed to voicemail, the TracFone CDRs may not show the transaction because the phone is not in use. The underlying carrier may nevertheless have a record of this transaction.

IMPORTANT NOTICE: Calls that are less than 15 seconds will not normally appear on the call records. Call detail information for some incoming and outgoing calls may also not be available due to network limitations of the underlying carrier.

TracFone is headquartered in Miami, Florida. If a records custodian's testimony will be required to authenticate records, we require a minimum of 2 week's notice and fully pre-paid travel arrangements.

2



Auto email response

Subpoena Compliance

Subpoena's, Court Orders and Search Warrants requesting TracFone customer's records may be transmitted as follows:

TracFone Wireless, Inc.
Attention: Subpoena Compliance
9700 NW 112 Ave
Miami FL 33178

TracFone Wireless, Inc. will process, complete, and return Law Enforcement requests in the form of Subpoenas, Search Warrants or Court Orders within 14 to 30 business days (excluding weekends and Holidays). All Cell Site/Tower/GPS Location Information, Wiretaps, Intercepts, Title III Requests should be directed to the respective carrier. For any additional questions or information please contact Subpoena Compliance:

Subpoena Compliance: 800-810-7094
Subpoena Compliance Fax: 305-715-6932
Subpoena Compliance E-mail: subpoenacompliance@tracfone.com

PLEASE NOTE: All Subpoenas and Court Orders MUST be addressed to TracFone Wireless, Inc. if it is a Simple Mobile number, please have it made out to TracFone Wireless, Inc. d/b/a Simple Mobile. If you will require live testimony from our records custodian, our office requires a minimum of two-week's notice in addition to pre-paid travel arrangements, Park & Fly parking fees. . Non federal or non Florida based subpoenas requesting the custodian to testify, will need a COURT ORDER signed by the judge with the verbiage stating that "TracFone Wireless is a material witness".

Service upon Registered Agent:

Corporate Creations, Inc., as Registered Agent for TracFone Wireless, Inc (all Simple Mobile numbers needs to be made out to TracFone Wireless, Inc. d/b/a Simple Mobile)

Contact Number: 561-694-8107

Examples: divorce cases, business disputes, Immigration and all other non-criminal subpoenas.

E911 Exigent Circumstances

E911/Exigent Hotline Number: 800-820-8632

E911/Exigent Fax Number: 800-544-3669

*** Please note on any forms faxed if you have already received the necessary information***

Expedite Service

Subpoena Compliance Expedite Fax (fees apply): **305-715-6995**

Subpoena Compliance Expedite Email Address (fees apply): expeditedsubpoena@tracfone.com

Please include a cover page with contact information and indicate the selected expedite method

- **Same Day Expedite:** All requests marked "Same Day Expedite" (with properly completed CALEA form) will be processed within 24 business hours (excluding weekends and holidays). All Expedite request with Same Day turnaround time will be charged at a higher rate.
- **7-14 Day expedite:** All requests marked "Please Expedite" (with properly completed CALEA form) will be processed within 7-14 business days (excluding weekends and holidays).

EXPEDITED REQUESTS FEES

7-14 Day Expedite Fee:

Subscriber information only: \$25

Call records only (last 60 days): \$30 + \$20 per month for each additional month

Call records for a single month (excluding above fees): \$20 per month

Subscriber information and Call records (last 60 days): \$55

Expedites that require certificate or affidavit, add additional fee of \$40

Same Day Expedite Fees:

Subscriber information only: \$50

Call records only (last 60 days): \$60 + \$40 per month for each additional month

Call records for a single month (excluding above fees): \$40 per month

Subscriber information and Call records (last 60 days): \$110

Expedites that require certificate or affidavit, add additional fee of \$80.

Additional Fees:

Certificates/Affidavits for Non-Expedited request: \$20

Records requiring mailing: \$0.25 per printed page plus cost of shipment

Research Fee per SIM look-up: \$10 (\$20 for expedited requests; \$40 for same day)

Research Fee per PIN look-up: \$5 (\$10 for expedited requests; \$20 for same day)

Re-up Subscribers Account: \$75

For records needed to be overnight, please provide your FedEx account number. If FedEx information is not provided, TracFone Wireless, Inc. will bill Agency for charges.