



Thirteen Individuals Indicted for Alleged Drug Trafficking in Jackson and Shannon County

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 12:23 PM August 9, 2012

The Federal Bureau of Investigation (FBI) on August 9, 2012 released the following:

“Part of Operation Eagle Eye United States Attorney Brendan V. Johnson announced that 13 individuals have been indicted by a federal grand jury for drug conspiracy and distribution offenses alleged to have occurred in Jackson County and Shannon County at various times October 2008 through July 2012.

The charges are a result of Operation Eagle Eye, a controlled substances investigation conducted by the Northern Plains Safe Trails Drug Enforcement Task Force, whose member agencies include the Federal Bureau of Investigation, the Bureau of Indian Affairs, the South Dakota Division of Criminal Investigation, the South Dakota Highway Patrol, the Pierre Police Department, and the Oglala Sioux Tribe-Department of Public Safety. In addition to task force members, other agencies assisting in the arrests were the Bureau of Alcohol, Tobacco, Firearms, and Explosives; the Martin Police Department; the U.S. Marshals Service; the Drug Enforcement Administration; and the Jackson County Sheriff's Office.

The individuals charged include the following:

- Anita Lucine Brown, 58, of Wanblee—charged with one count of conspiracy to distribute marijuana. If convicted, Brown could face a maximum sentence of 40 years' imprisonment, a \$5,000,000 fine, or both.
- Reed Thomas Brown, Jr., a/k/a “Baby Reed,” 37, of Wanblee—charged with one count of conspiracy to distribute marijuana. If convicted, Brown could face a maximum sentence of 40 years' imprisonment, a \$5,000,000 fine, or both.
- Clifford Wayne Richards, Jr., a/k/a “Beaver,” 56, of Wanblee—charged with one count of conspiracy to distribute marijuana and three counts of distribution of marijuana. If convicted of conspiracy to distribute marijuana, Richards could face a maximum sentence of 40 years' imprisonment, a \$5,000,000 fine, or both.

If convicted of marijuana distribution, Richards could face a maximum sentence of five years' imprisonment, a \$1,000,000 fine, or both.

- Gerald Baker, Sr., 27, of Interior—charged with one count of distributing marijuana in a school zone. In convicted, Baker could face a maximum sentence of five years' imprisonment, a \$250,000 fine, or both.
- Casey Bettelyoun, 31, of Wanblee—charged with one count of distributing a substance or mixture containing methamphetamine in a school zone. If convicted, Bettelyoun could face a maximum sentence of 40 years' imprisonment, a \$2,000,000 fine, or both.
- Roger Bettelyoun, 56, of Wanblee—charged with four counts of distributing marijuana. If convicted, Bettelyoun could face a maximum sentence of five years' imprisonment, a \$250,000 fine, or both.
- Royce Gone, 32, of Wanblee—charged with one count of distributing marijuana in a school zone. If convicted, Gone could face a maximum sentence of 10 years' imprisonment, a \$1,000,000 fine, or both.
- Jordan Long Soldier, 40, of Wanblee—charged with two counts of distributing marijuana. If convicted, Long Soldier could face a maximum sentence of five years' imprisonment, a \$1,000,000 fine, or both.
- Angel Provincial, 22, of Wanblee—charged with one count of conspiracy to distribute a mixture and substance containing methamphetamine. If convicted, Provincial could face a maximum sentence of 20 years' imprisonment, a \$1,000,000 fine, or both.
- Robert Provincial, 32, of Wanblee—charged with one count of conspiracy to distribute a mixture and substance containing methamphetamine. If convicted, Provincial could face a maximum sentence of 20 years' imprisonment, a \$1,000,000 fine, or both.
- Howard Red Elk, 45, of Wanblee—charged with one count of conspiracy to distribute marijuana in public housing. If convicted, Red Elk could face a maximum sentence of 10 years' imprisonment, a \$500,000 fine, or both.
- Tyson Red Elk, 22, of

Wanblee—charged with one count of conspiracy to distribute marijuana in public housing. If convicted, Red Elk could face a maximum sentence of 10 years' imprisonment, a \$500,000 fine, or both.

- Virgil Red Elk, 30, of Wanblee—charged with one count of distributing marijuana. If convicted, Red Elk could face a maximum sentence of five years' imprisonment, a \$250,000 fine, or both.

No further details regarding the cases will be available until the individuals have appeared in federal court. The charges contained in the indictment are merely accusations, and all the individuals named in the indictment are presumed innocent unless and until they are proven guilty.

The case is being prosecuted by Assistant United States Attorney Ted McBride.”

Douglas McNabb – McNabb Associates, P.C.'s

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Former security firm Blackwater settles with criminal prosecutors

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 9:26 AM August 9, 2012

“A special police SWAT team from Blackwater. Credits: Blackwater/Police Times”

Examiner.com on August 8, 2012 released the following:

“BY: JIM KOURI

The liberal-left’s least favorite company, security contractor Blackwater, through it’s new corporate name Acadmi LLC, agreed on Tuesday to pay more than \$7 million in fines in order to settle federal charges regarding alleged arms smuggling and other crimes.

The documents, which were unsealed Tuesday in U.S. District Court in Raleigh, North Carolina, stated that the company’s executives agreed to pay the fine as part of a deferred prosecution agreement to settle all 17 violations of law.

The agreement also acknowledges and references a \$42 million settlement between the company and the Department of State as part of a settlement of violations of the Arms Export Control Act and the International Trafficking in Arms Regulations, according to officials at Justice Department.

According to Justice Department documents, list of violations includes the possession automatic weapons in the United States without registration, deceptive statements made to government firearms officials about weapons transferred to the Kingdom of Jordan, and passing secret plans for armored personnel carriers to Sweden and Denmark without U.S. government approval.

A separate violation entailed illegally shipping body armor to nations overseas. “Compliance with the firearms laws of the United States in both domestic and international commerce is essential to maintaining order and accountability,” stated ATF Special Agent in Charge Wayne L. Dixie. “Whether it is an individual or a corporation, we will enforce the provisions of the federal gun laws equally. If violations are discovered, we will move to hold those responsible for the violations accountable for their actions.”

Federal prosecutors and law enforcement officials said Blackwater, which has held billions in U.S. security contracts in Iraq and Afghanistan, reportedly flouted U.S.



laws.

Blackwater was founded in North Carolina in 1997 by a former Navy SEAL officer, Erik Prince, and the company became well-known working for the U.S. government during the Iraq War. Prince is said to be worth over one billion dollars.

IRS-Criminal Investigation Special Agent in Charge Jeannine A. Hammett stated, “High-ranking corporate officials hold positions of trust not only in their companies but also in the eyes of the public. That trust is broken when such officials abuse their power and commit crimes to line their own pockets. An international fraud of this magnitude requires a coordinated effort among law enforcement agencies to stop those involved from profiting from their wrongdoing.”

A provision in Academi-United States settlement prohibits the company executives from making any public statements “contradicting any aspect” of the agreement. Any such statement opens the door to nullification of the settlement by the U.S. Justice Department.

“Blackwater profited substantially from Department of Defense (DoD) contracts in support of overseas contingency operations over the past decade,” commented Special Agent in Charge John F. Khin, Southeast Field Office, Defense Criminal Investigative Service (DCIS). “This investigation showed that no contractor is above the law and that all who do business with the DoD will be held accountable. With this agreement, Blackwater acknowledged their wrongdoing and took steps to remedy and mitigate the damage they caused to the United States and the public trust.”

“For an extended period of time, Academi /Blackwater operated in a manner which demonstrated systemic disregard for U.S. government laws and regulations. Today’s announcement should serve as a warning

to others that allegations of wrongdoing will be aggressively investigated,” said Chris Briese, Special Agent in Charge of the Charlotte Division of the FBI.

The agreement also acknowledges and references a \$42 million settlement between the company and the Department of State as part of a civil administrative settlement of violations of the Arms Export Control Act and the International Trafficking in Arms Regulations, according to the Justice Department.

“The left-wing media and political activists hate the military and police but fear being fingered as anti-Americans, so all their hatred for soldiers and cops is transferred to private firms that offer military and law enforcement services,” said Sid Franes, a former Marine, police detective and security firm owner. “Now that we have an administration that shares the views of the radical left, you will see more and more cases against private security, military and intelligence firms,” Franes predicted.”

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Federal Grand Jury Indicts Five in Connection with an Alleged Credit Card Fraud Scheme Involving the City of Eagle Pass

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 12:11 PM August 9, 2012

The Federal Bureau of Investigation (FBI) on August 8, 2012 released the following:

“This morning, a federal grand jury in Del Rio returned an indictment charging five Eagle Pass residents, including former city of Eagle Pass Department of Public Works employee Edgar Aguilar, in connection with an estimated \$70,000 credit card fraud scheme, announced United States Attorney Robert Pitman, Federal Bureau of Investigation Special Agent in Charge Armando Fernandez, and Eagle Pass Police Chief Tony Castañeda. The five-count indictment charges the 27-year-old Aguilar, 25-year-old Rene Castillo, 43-year-old Armando Ojeda Nuncio, 39-year-old Ricardo Hernandez-Espinoza, and 30-year-old Elizabeth Vivian with one count of conspiracy to commit credit card fraud. The indictment also charges all of the defendants, with the exception of Vivian, with one substantive count of credit card fraud.

According to the indictment, during 2011, Edgar Aguilar obtained five city of Eagle Pass-owned “Fuelman” credit cards designated for fuel purchases for Public Works department vehicles and distributed them to his co-defendants. The

defendants then used those cards to purchase fuel for their own vehicles and to purchase fuel for others at the city’s expense. In some instances, defendants charged individuals a reduced rate for fuel purchased using the city’s credit card and then pocketed the cash.

Upon conviction, each defendant faces up to five years in federal prison and a maximum \$250,000 fine on the conspiracy charge. Aguilar, Castillo, Ojeda, and Hernandez-Espinoza are also subject to a maximum 10 years in federal prison and a maximum \$250,000 fine upon conviction of the substantive credit card fraud charge. The government is also seeking to have the defendants repay the city of Eagle Pass for the cost of the misappropriated fuel.

This ongoing joint investigation is being conducted by agents with the Federal Bureau of Investigation together with investigators from the Eagle Pass Police Department. Assistant United States Attorney Don McCune is prosecuting this case on behalf of the government.

An indictment is merely a charge and should not be considered as evidence of guilt. The defendants are presumed innocent until proven guilty in a court of law.”

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Ex-Home Diagnostics CEO admits to insider trading

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 11:21 AM August 9, 2012

Boston.com on August 9, 2012 released the following:

“TRENTON, N.J. (AP) — Federal prosecutors in New Jersey say a Connecticut man has admitted his role in an insider trading scheme related to the sale of a Florida-based medical products firm.

George Holley of Norwalk, Conn., interrupted his trial to plead guilty Wednesday to two counts of securities fraud. That came one day after prosecutors had rested their case against him.

Holley faces up to 40 years in prison when he’s sentenced Dec. 4.

Holley was chairman and CEO of Fort

Lauderdale, Fla.-based Home Diagnostics Inc. Prosecutors said Holley disclosed inside information about a Japanese firm’s plan to acquire Home Diagnostics to his cousin and friend and told them to buy Home Diagnostics stock just three weeks before the merger was publically announced.”

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Seven People Indicted for Alleged Possession of Cocaine with Intent to Distribute

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 12:30 PM August 9, 2012

The Federal Bureau of Investigation (FBI) on August 9, 2012 released the following:

“MINNEAPOLIS—A federal indictment unsealed yesterday charged seven individuals with one count of conspiracy to possess with intent to distribute cocaine and crack cocaine. Heriberto Sanchez, age 24; Musaaleh Waheed Muhammad, age 35; William Elijah Carter, age 27; Rossco Antonio Ross, age 34; Charles Eric Jackson, Jr., age 44; Gregory Leroy Carter, age 25; and Travis Sentell Peeler, age 32, were charged with possessing five kilograms or more of cocaine and 280 grams or more of crack cocaine with the intent to distribute them. Carter was also charged with one count of carrying a firearm during a drug trafficking crime. The indictment, which was filed on July 23, 2012, was unsealed following the defendants’ initial appearance in federal court.

According to the indictment, the defendants conspired to possess with intent to distribute cocaine and crack cocaine between March 2009 and March

2012. On February 5, 2012, Carter allegedly possessed a Taurus 9mm pistol in furtherance of a drug trafficking crime.

If convicted, each defendant faces a potential penalty of life in prison. Carter also faces a potential penalty of five years in prison if convicted for carrying a firearm in relation to a drug trafficking crime.

This case is the result of an investigation conducted by the Safe Streets Task Force, with assistance from the Wisconsin State Patrol and the United States Bureau of Alcohol, Tobacco, Firearms, and Explosives. Safe Streets is a FBI-sponsored task force that focuses on combating violent street crime as well as gang and drug trafficking offenses. It is being prosecuted by Assistant U.S. Attorney LeeAnn K. Bell.

An indictment is a determination by a grand jury that there is probable cause to believe that offenses have been committed by a defendant. A defendant, of course, is presumed innocent until he or she pleads guilty or is proven guilty at trial.”

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Indictment Charges Madison Business Owner with Alleged Fraudulent Art Sales

McNabb Associates, P.C. (Federal Criminal Defense Lawyers)

Submitted at 10:32 AM August 9, 2012

The Federal Bureau of Investigation (FBI) on August 8, 2012 released the following:

“David B. Fein, United States Attorney for the District of Connecticut, and Kimberly K. Mertz, Special Agent in Charge of the New Haven Division of the Federal Bureau of Investigation, announced that a federal grand jury sitting in New Haven returned a 12-count indictment today charging David Crespo, 58, of Guilford with mail fraud and wire fraud offenses stemming from his alleged sale of fraudulent artwork.

The indictment alleges that, from approximately 2005 to February 2011, Crespo, an art dealer who conducted business under the name Brandon Gallery in Madison, defrauded his customers by representing that artwork he sold were original pieces by Pablo Picasso and original signed lithographs by Marc Chagall. Crespo also created documents that falsely supported the provenance of the artwork, which he then provided to

customers.

The indictment charges Crespo with nine counts of wire fraud and three counts of mail fraud. If convicted, he faces a maximum term of imprisonment of 20 years on each count.

Crespo has been released on a \$50,000 bond since his arrest on April 3, 2012.

U.S. Attorney Fein stressed that an indictment is not evidence of guilt. Charges are only allegations, and each defendant is presumed innocent unless and until proven guilty beyond a reasonable doubt.

This matter is being investigated by the Federal Bureau of Investigation and the Madison Police Department. The case is being prosecuted by Assistant United States Attorney Anthony E. Kaplan.”

[Federal Mail Fraud Crimes – 18 U.S.C. § 1341](#)

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Federal Court Shuts Down Florida Tax Return Preparers

(USDOJ: Justice News)

Submitted at 10:27 AM August 9, 2012

A federal court in Miami has permanently barred Sharon Angulo and Claudia Zuloaga, both of Miami, from preparing federal tax returns for others, the Justice Department announced today. The injunction order was signed by Judge Joan A. Lenard of the U.S. District Court for the Southern District of Florida.

Cleanup and Natural Resources Improvement Agreement Reached at Ashland Lakefront Superfund Site in Wisconsin

(USDOJ: Justice News)

Submitted at 11:57 AM August 9, 2012

Northern States Power Co. will begin cleanup of the Ashland/Northern States Power Lakefront Superfund Site in Northwestern Wisconsin under a settlement the Department of Justice and the Environmental Protection Agency (EPA) announced today.