

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION

2019 AUG 14 PM 4:01

SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIDGES
CLERK

UNITED STATES OF AMERICA,

Plaintiff,

V.

Cause No. 1:18-cr-00116-JRS-MJD

PIERRE RILEY,

REGGIE BALENTINE

a/k/a Pudge,

MICHAEL O'BANNON

a/k/a Lunchy,

KRISTIN KINNEY

a/k/a Cupcake,

MICHAEL JONES

a/k/a MJ,

JASON REED

a/k/a Jamon

a/k/a Jasil,

DERRICK OWENS,

DESHOUN EVERHART,

PERRY JONES,

SHAUN MYERS

a/k/a OL,

MELISSA BAIRD,

BRADLEY CLARK,

ANTWON ABBOTT, and

THOMAS JONES,

Defendants.

-01

-02

-03

-04

-05

-06

-07

-08

-09

-10

-11

-12

-13

-14

FIFTH SUPERSEDING INDICTMENT

The Grand Jury charges that:

Count One

(21 U.S.C. 841(a)(1) and 846—Conspiracy to Possess with Intent to Distribute and to Distribute Controlled Substances)

Beginning at a date unknown to the grand jury, but no later than mid-2016, and continuing up to and including May 1, 2018, in the Southern District of Indiana and elsewhere, PIERRE RILEY, REGGIE BALENTINE a/k/a Pudge, MICHAEL O'BANNON a/k/a Lunchy, KRISTIN KINNEY a/k/a Cupcake, MICHAEL JONES a/k/a MJ, JASON REED a/k/a Jamon a/k/a Jasil, DERRICK OWENS, DESHOUN EVERHART, PERRY JONES, SHAUN MYERS a/k/a OL, MELISSA BAIRD, BRADLEY CLARK, and THOMAS JONES, defendants herein, did knowingly conspire together and with diverse other persons, known and unknown to the Grand Jury, to possess with intent to distribute and to distribute controlled substances, in violation of Title 21, United States Code, Section 841(a)(1).

OBJECT OF THE CONSPIRACY

The charged conspiracy had the following objects:

1. The possession with intent to distribute and the distribution of 50 grams or more of methamphetamine (actual), a Schedule II controlled substance.
2. The possession with intent to distribute and the distribution of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.
3. The possession with intent to distribute and the distribution of a mixture or substance containing a detectable amount of heroin, a Schedule II controlled substance.

MANNER AND MEANS

1. REGGIE BALENTINE was the leader of a drug trafficking organization that distributed methamphetamine, cocaine, and heroin in Kokomo, Indiana.

2. PIERRE RILEY, a resident of Macon, Georgia, supplied BALENTINE's organization with controlled substances, including methamphetamine and cocaine.

3. REGGIE BALENTINE would pool cash with individuals such as PERRY JONES and SHAUN MYERS, both Kokomo, Indiana residents, to purchase controlled substances from PIERRE RILEY.

4. PIERRE RILEY and REGGIE BALENTINE would utilize female couriers to travel between Kokomo, Indiana and the State of Georgia to deliver controlled substances to REGGIE BALENTINE in Kokomo, Indiana, and to deliver drug proceeds to PIERRE RILEY in Georgia. These couriers would travel by bus or vehicle to complete this task.

5. REGGIE BALENTINE worked with individuals such as PERRY JONES and others to distribute the controlled substances in Kokomo, Indiana, and to pick up outstanding drug debts for REGGIE BALENTINE.

6. REGGIE BALENTINE would distribute controlled substances to individuals such as MICHAEL O'BANNON, MICHAEL JONES, JASON REED, DERRICK OWENS, DESHOUN EVERHART, PERRY JONES and SHAUN MYERS. Throughout the conspiracy, the defendants receiving the controlled substances would further distribute them to others for a profit.

7. REGGIE BALENTINE would routinely distribute these controlled substances on credit, with the expectation that the drug debt be paid after the controlled substances were re-sold to others.

8. MICHAEL JONES was assisted in his methamphetamine distribution activities in Kokomo, Indiana by THOMAS JONES.

9. REGGIE BALENTINE routinely stored drugs and/or drug proceeds with individuals such as KRISTIN KINNEY, MELISSA BAIRD, and BRADLEY CLARK. KRISTIN KINNEY would bring REGGIE BALENTINE the controlled substances when BALENTINE was ready to sell them. KINNEY

would also assist in counting the drug proceeds for BALENTINE. MELISSA BAIRD acted in a similar role as KINNEY, in that she would hold BALENTINE's controlled substances, and traveled to Georgia at BALENTINE's request to pick up controlled substances. BRADLEY CLARK resided at a Kokomo, Indiana home which REGGIE BALENTINE and PERRY JONES utilized to store controlled substances and firearms.

10. Throughout the conspiracy, the defendants routinely utilized cellular phones to communicate and discuss their ongoing drug distribution activities. The defendants spoke on telephones using coded and cryptic language to discuss their drug trafficking operation.

11. Throughout the conspiracy, many of the coconspirators also possessed firearms in relation to their drug trafficking activities, in order to protect themselves, their drugs, and their drug proceeds.

OVERT ACTS

1. On July 11, 2016, REGGIE BALENTINE possessed \$5,076 in cash and two cellular phones in Kokomo, Indiana; at least one of these phones was used by REGGIE BALENTINE to further his drug trafficking activities.

2. On December 7, 2016, MICHAEL JONES possessed heroin and \$3,935 in currency in Kokomo, Indiana.

3. On August 22, 2017, MICHAEL JONES possessed a digital scale with methamphetamine residue on it and \$1,708 in currency in Kokomo, Indiana.

4. On December 8, 2017, REGGIE BALENTINE sold approximately 52.8 grams of methamphetamine in Kokomo, Indiana.

5. On December 13, 2017, REGGIE BALENTINE sold approximately 44.2 grams of methamphetamine in Kokomo, Indiana.

6. On January 11, 2018, REGGIE BALENTINE sold approximately 52.8 grams of methamphetamine in Kokomo, Indiana.

7. On January 26, 2018, DESHOUN EVERHART met with MICHAEL JONES and THOMAS JONES in Kokomo, Indiana to arrange for the purchase of methamphetamine from MICHAEL JONES.

8. On January 26, 2018, after MICHAEL JONES agreed to sell methamphetamine to DESHOUN EVERHART, THOMAS JONES met again with DESHOUN EVERHART in Kokomo, Indiana and delivered approximately 89.1 grams of methamphetamine to DESHOUN EVERHART.

9. On February 5, 2018, REGGIE BALENTINE sold approximately 110.2 grams of methamphetamine in Kokomo, Indiana.

10. On February 23, 2018, MICHAEL O'BANNON and REGGIE BALENTINE spoke on the phone; in these phone calls, MICHAEL O'BANNON requested multiple ounces of methamphetamine, which REGGIE BALENTINE agreed to provide.

11. On February 24, 2018, REGGIE BALENTINE and JASON REED spoke on the phone to arrange for the delivery of methamphetamine to Terre Haute, Indiana resident DERRICK OWENS.

12. On February 24, 2018, REGGIE BALENTINE and KRISTIN KINNEY drove from Kokomo, Indiana to Indianapolis, Indiana to meet with DERRICK OWENS; in that meeting, REGGIE BALENTINE gave DERRICK OWENS approximately 160.9 grams of methamphetamine, and DERRICK OWENS gave REGGIE BALENTINE currency and two firearms in exchange.

13. On February 26, 2018, MICHAEL O'BANNON called REGGIE BALENTINE and, using coded language, asked for five ounces of methamphetamine.

14. After receiving the request for five ounces of methamphetamine on February 26, 2018, REGGIE BALENTINE then called PERRY JONES and asked PERRY JONES to bring MICHAEL O'BANNON the controlled substances that O'BANNON had requested.

15. On March 1, 2018, REGGIE BALENTINE received phone calls from MICHAEL JONES and MICHAEL O'BANNON, both using coded language to request ounces of methamphetamine from REGGIE BALENTINE; thereafter, REGGIE BALENTINE called PERRY JONES and requested that PERRY JONES bring him methamphetamine, so that he could get the methamphetamine distributed to MICHAEL JONES and MICHAEL O'BANNON.

16. On March 1, 2018, PIERRE RILEY, REGGIE BALENTINE, and MICHAEL O'BANNON engaged in phone calls discussing an individual they believed was a government informant (hereinafter referred to as Individual 1). In these phone calls, the three agreed to kill Individual 1, due, in part, to the belief that Individual 1 was a government informant, and due, in part, to the belief that Individual 1 had robbed the organization of drugs and/or drug proceeds.

17. On March 1, 2018, MICHAEL O'BANNON called an alternate source of supply, a relative in Georgia, and requested that someone be sent to Kokomo, Indiana to kill Individual 1.

18. On March 2, 2018, MICHAEL O'BANNON met with two individuals who had arrived from Georgia to kill Individual 1, and drove those two individuals to Individual 1's Kokomo, Indiana residence, driving them around the block repeatedly, so that these individuals would know where Individual 1 lived.

19. On March 5, 2018, KRISTIN KINNEY traveled from Kokomo, Indiana to the Megabus stop in Indianapolis, Indiana, where she picked up a female courier who had arrived from Georgia with controlled substances. KINNEY then drove the courier back to Kokomo, Indiana.

20. On March 8, 2018, REGGIE BALENTINE traveled from Kokomo, Indiana to the Megabus stop in Indianapolis, Indiana, where he picked up a female courier who had arrived from Georgia, and brought her to Kokomo, Indiana.

21. On March 14, 2018, REGGIE BALENTINE contacted a law office, and asked to retain an attorney to represent JASON REED in the criminal case that JASON REED sustained after picking up firearms from REGGIE BALENTINE's residence on March 11, 2018.

22. On March 19, 2018, a female courier traveled via Megabus from Georgia to Indianapolis, Indiana with controlled substances for REGGIE BALENTINE. At REGGIE BALENTINE's direction, KRISTIN KINNEY picked the female courier up in Indianapolis, took custody of the controlled substances from the courier, and brought the female courier to Kokomo, Indiana.

23. On April 8, 2018, REGGIE BALENTINE called MICHAEL O'BANNON and asked MICHAEL O'BANNON for an extra key to 720 S. Courtland Avenue, Kokomo, Indiana, because REGGIE BALENTINE had locked himself out of that residence; in this phone call, REGGIE BALENTINE relayed to MICHAEL O'BANNON that the request was urgent, as REGGIE BALENTINE had left a large amount of methamphetamine in plain view inside the residence.

24. On April 12, 2018, MICHAEL O'BANNON and REGGIE BALENTINE spoke on the phone; MICHAEL O'BANNON gave REGGIE BALENTINE a list of his drug customers that owed MICHAEL O'BANNON drug proceeds, so that REGGIE BALENTINE could collect them for MICHAEL O'BANNON if he was unable to do so.

25. On April 22, 2018, in preparation for obtaining another load of methamphetamine and cocaine from PIERRE RILEY in Georgia, REGGIE BALENTINE collected drug proceeds in Kokomo, Indiana from SHAUN MYERS and other defendants.

26. On April 23, 2018, REGGIE BALENTINE drove MELISSA BAIRD from Kokomo, Indiana to the Megabus stop in Indianapolis, Indiana, so that MELISSA BAIRD could travel via Megabus to Georgia to drop off drug proceeds to PIERRE RILEY, and pick up methamphetamine and cocaine from PIERRE RILEY.

27. On April 25, 2018, MELISSA BAIRD traveled via Megabus from Georgia, carrying a bag that contained approximately 3,900.6 grams of methamphetamine and 499.6 grams of cocaine. After this bag of controlled substances was seized in Tennessee, MELISSA BAIRD informed REGGIE BALENTINE of the seizure via cell phone.

28. After the April 25, 2018 seizure of controlled substances, REGGIE BALENTINE and SHAUN MYERS had a discussion over the phone, wherein they discussed sending a second courier to Georgia to pick up more methamphetamine.

29. On April 26, 2018, a female courier left SHAUN MYERS' Kokomo, Indiana residence and traveled in a vehicle to Georgia, where she met with PIERRE RILEY and picked up approximately 1,327.9 grams of methamphetamine.

30. On May 1, 2018, PIERRE RILEY possessed approximately \$12,200 in cash at a residence in Macon, Georgia.

31. On May 1, 2018, REGGIE BALENTINE and PERRY JONES possessed \$14,891 in cash at 720 S. Courtland Avenue, Kokomo, Indiana. On this date, PERRY JONES also possessed a firearm, heroin, and cocaine at 720 S. Courtland Avenue.

32. On May 1, 2018, KRISTIN KINNEY possessed \$15,000 of REGGIE BALENTINE's cash, as well as 1,627.3 grams of REGGIE BALENTINE's methamphetamine at a Kokomo, Indiana residence.

33. On May 1, 2018, REGGIE BALENTINE and PERRY JONES were storing approximately 587.3 grams of methamphetamine, 75.7 grams of heroin, 122.4 grams of cocaine, and multiple firearms

at a Kokomo, Indiana residence, 312 S. Calumet Street, which was utilized as a 'stash house' by both REGGIE BALENTINE and PERRY JONES.

34. On May 1, 2018, MICHAEL O'BANNON possessed approximately 48 grams of methamphetamine, 13.9 grams of cocaine, three firearms, and approximately \$3,205 in cash at a residence, 1121 N. Courtland Avenue, Kokomo, Indiana.

35. On May 1, 2018, MICHAEL JONES possessed approximately 34 grams of methamphetamine, four grams of heroin, four firearms, and \$9,481 in cash at a residence, 1935 Windsor Court, Kokomo, Indiana.

All in violation of Title 21, United States Code, Section 846.

Count Two

(21 U.S.C. 841(a)(1) Distribution of Controlled Substances)

On or about January 26, 2018, in the Southern District of Indiana, MICHAEL JONES a/k/a MJ and THOMAS JONES, defendants herein, knowingly and intentionally distributed 50 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and Title 18, United States Code, Section 2.

Count Three

(21 U.S.C. 841(a)(1) Possession with Intent to Distribute Controlled Substances)

On or about January 26, 2018, in the Southern District of Indiana, DESHOUN EVERHART, defendant herein, knowingly and intentionally possessed with the intent to distribute 50 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Four

(21 U.S.C. 841(a)(1) Distribution of Controlled Substances)

On or about February 24, 2018, in the Southern District of Indiana, REGGIE BALENTINE a/k/a Pudge and JASON REED a/k/a Jamon a/k/a Jasil, defendants herein, knowingly and intentionally distributed 50 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and Title 18, United States Code, Section 2.

Count Five

(21 U.S.C. 841(a)(1) Possession with Intent to Distribute Controlled Substances)

On or about February 24, 2018, in the Southern District of Indiana, DERRICK OWENS, defendant herein, knowingly and intentionally possessed with the intent to distribute 50 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Six

(18 U.S.C. 1958, Conspiracy to Use Interstate Commerce in the Commission of Murder-for-Hire)

Beginning in or around early 2018, continuing until on or about March 2, 2018, the exact dates being unknown to the grand jury, in the Southern District of Indiana and elsewhere, defendants PIERRE RILEY, REGGIE BALENTINE a/k/a Pudge, and MICHAEL O'BANNON a/k/a Lunchy, did knowingly and unlawfully conspire together and with diverse other persons, known and unknown to the Grand Jury, to knowingly cause one or more individuals to travel in interstate commerce, and to use and cause another to use an interstate facility, that is, a telephone, with the intent that a murder be committed in violation of

the laws of the State of Indiana, and as consideration for a promise and agreement to pay a thing of pecuniary value, to wit: a sum of United States currency.

MANNER AND MEANS

1. Defendants PIERRE RILEY and REGGIE BALENTINE agreed to pay U.S. Currency to effect the murder an individual (referred to above in Count One, and hereinafter, as Individual 1).
2. Defendant MICHAEL O'BANNON was tasked with obtaining the individuals from Georgia to commit Individual 1's murder.
3. Defendant MICHAEL O'BANNON was further tasked with showing the individuals where Individual 1 lived in Kokomo, Indiana, so as to assist the individuals in performing the murder.

OVERT ACTS

1. On March 1, 2018, PIERRE RILEY and REGGIE BALENTINE spoke over the phone to discuss Individual 1. In these phone calls, the two agreed, in coded language, to have Individual 1 killed. PIERRE RILEY and REGGIE BALENTINE agreed that they would pay to have this murder committed, and the concern was expressed that the killer(s) be hired from outside the Kokomo, Indiana area.
2. On March 1, 2018, PIERRE RILEY instructed REGGIE BALENTINE to call MICHAEL O'BANNON and have MICHAEL O'BANNON call a relative in Georgia to obtain individuals willing to kill Individual 1.
3. REGGIE BALENTINE then called MICHAEL O'BANNON on March 1, 2018, and instructed MICHAEL O'BANNON to make the call so as to obtain individuals to travel to Kokomo, Indiana to kill Individual 1.
4. Later on March 1, 2018, MICHAEL O'BANNON informed REGGIE BALENTINE that he had made the phone call to Georgia, as instructed.

5. As a result of the phone call made by MICHAEL O'BANNON on March 1, 2018, Sirajuddin Abdul Qadir, Jamil Williamson, and Cynthia Foster drove from Georgia to Kokomo, Indiana in the overnight hours, arriving in Kokomo, Indiana in the early morning hours of March 2, 2018, and obtaining a hotel room at the Quality Inn and Suites in Kokomo, Indiana.

6. Early on March 2, 2018, MICHAEL O'BANNON met with Sirajuddin Abdul Qadir and Jamil Williamson. MICHAEL O'BANNON drove them to the location of Individual 1's Kokomo, Indiana residence, and drove them past this residence repeatedly before driving them back to the Quality Inn and Suites in Kokomo, Indiana, where the two were staying.

7. On March 2, 2018, MICHAEL O'BANNON drove Sirajuddin Abdul Qadir and Jamil Williamson to the Quality Inn and Suites in Kokomo, Indiana, where Qadir and Williamson possessed two firearms in their hotel room.

All in violation of Title 18, United States Code, Section 1958.

Count Seven

(18 U.S.C. 922(g)(1) Felon in Possession of a Firearm)

On or about March 8, 2018, in the Southern District of Indiana, PERRY JONES, defendant herein, did knowingly possess in and affecting interstate commerce a firearm, to wit: a black Springfield Armory XD40 handgun, and/or a black Taurus PT11G 9mm handgun, after having knowingly been convicted of a felony offense punishable by imprisonment for a term exceeding one year, to wit: felony Possession of Cocaine, Howard County, Indiana, Cause Number 34D01-9308-CF-00068; felony Dealing in Cocaine within 1,000 Feet of School Property, Howard County, Indiana, Cause Number 34CO1-9311-CF-00078.

All of which is in violation of Title 18, United States Code, Section 922(g)(1).

Count Eight

(18 U.S.C. 922(g)(1) Felon in Possession of a Firearm)

From on or about March 8, 2018 through on or about March 11, 2018, in the Southern District of Indiana, REGGIE BALENTINE a/k/a Pudge, defendant herein, did knowingly possess in and affecting interstate commerce a firearm, to wit: a black Springfield Armory XD40 handgun, and/or a black Taurus PT11G 9mm handgun, after having knowingly been convicted of a felony offense punishable by imprisonment for a term exceeding one year, to wit: felony Obstruction of Justice, Howard County, Indiana, Cause Number 34D04-0911-FC-000165; felony Conspiracy to Commit Dealing and Dealing in Cocaine, Howard County, Indiana, Cause Number 34C01-9611-CF-00072; felony Assisting a Criminal, Howard County, Indiana, Cause Number 34D01-0911-MR-001001; and felony Conspiracy to Commit Dealing in Cocaine, Howard County, Indiana, Cause Number 34D01-0912-FA-01146.

All of which is in violation of Title 18, United States Code, Section 922(g)(1).

Count Nine

(18 U.S.C. 922(g)(1) Felon in Possession of a Firearm)

On or about March 11, 2018, in the Southern District of Indiana, JASON REED a/k/a Jamon a/k/a Jasil, defendant herein, did knowingly possess in and affecting interstate commerce a firearm, to wit: a black Springfield Armory XD40 handgun, and/or a black Taurus PT11G 9mm handgun, after having knowingly been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: felony Conspiracy to Distribute Cocaine Base, Southern District of Illinois, Cause Number 4:97-CR-40071-001; felony Resisting Law Enforcement, Howard County, Indiana, Cause Number 34D02-0310-

FB-00396; felony Possession of Cocaine or Narcotic Drug, Howard County, Indiana, Cause Number 34D01-0701-MR-00040.

All of which is in violation of Title 18, United States Code, Section 922(g)(1).

Count Ten

(21 U.S.C. 841(a)(1) Attempted Possession with Intent to Distribute Controlled Substances)

Between on or about April 25, 2018 and April 26, 2018, in the Southern District of Indiana and elsewhere, REGGIE BALENTINE a/k/a Pudge and SHAUN MYERS, defendants herein, knowingly and intentionally attempted to possess with the intent to distribute 50 grams or more of methamphetamine (actual), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

SUBSTANTIAL STEP

The defendants took substantial steps in furtherance of the attempt to possess with intent to distribute methamphetamine, including, but not limited to the following:

1. On or about April 25, 2018, REGGIE BALENTINE and SHAUN MYERS had a conversation over the telephone, wherein they agreed that they would send a courier to Georgia to pick up methamphetamine that they had previously purchased and bring it to them in Kokomo, Indiana.
2. On or about April 25, 2018, REGGIE BALENTINE called PIERRE RILEY and asked RILEY if BALENTINE could give SHAUN MYERS one of the phone numbers utilized by RILEY, because SHAUN MYERS had found a courier to meet with RILEY in Georgia to pick up the methamphetamine package, and MYERS would need to coordinate with RILEY for this pick-up to occur.

3. On or about April 26, 2018, at SHAUN MYERS' direction, a female courier traveled to Georgia, and then met with PIERRE RILEY to pick up the methamphetamine previously ordered by SHAUN MYERS and REGGIE BALENTINE.

All in violation of Title 21, United States Code, Section 846.

Count Eleven

(21 U.S.C. 841(a)(1)-Possession with Intent to Distribute Controlled Substances)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL O'BANNON, defendant herein, did knowingly and intentionally possess with the intent to distribute 5 grams or more of methamphetamine (actual), a Schedule II Controlled Substance, and a mixture or substance containing a detectable amount of cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Twelve

(18 U.S.C. 924(c)-Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL O'BANNON, defendant herein, did knowingly possess a firearm, that is, a Model 27 Glock .40 caliber pistol, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, the possession with intent to distribute controlled substances on or about May 1, 2018; all in violation of Title 18, United States Code, Section 924(c)(1)(A).

Count Thirteen

(18 U.S.C. 922(g)(1)-Possession of a Firearm as a Previously Convicted Felon)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL O'BANNON, defendant herein, did knowingly possess in and affecting interstate commerce a firearm, to wit: a a Model 27 Glock .40 caliber pistol and/or a Taurus PT 1111 G2 9 millimeter pistol, after having knowingly been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: felony Dealing in Cocaine in Howard County, Indiana, Cause Number 34D01-0908-FA-00754; and/or felony Possession of a Narcotic Drug, in Howard County, Indiana, Cause Number 34D01-1502-F6-00182.

All in violation of Title 18, United States Code, Section 922(g)(1).

Count Fourteen

(21 U.S.C. 841(a)(1)-Possession with Intent to Distribute Controlled Substances)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL JONES a/k/a MJ, defendant herein, did knowingly and intentionally possess with the intent to distribute 5 grams or more of methamphetamine (actual), a Schedule II Controlled Substance, and a mixture or substance containing a detectable amount of heroin, a Schedule I Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Fifteen

(18 U.S.C. 924(c)-Possession of a Firearm in Furtherance of a Drug Trafficking Crime)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL JONES a/k/a MJ, defendant herein, did knowingly possess a firearm, that is, a Smith and Wesson Model M&P 15-22 rifle, a Remington Model 770 7 millimeter rifle and/or a Tisa Model American Tactical F59 9 millimeter pistol,

in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, the possession with intent to distribute controlled substances on or about May 1, 2018; all in violation of Title 18, United States Code, Section 924(c)(1)(A).

Count Sixteen

(18 U.S.C. 922(g)(1)-Possession of a Firearm as a Previously Convicted Felon)

On or about May 1, 2018, in the Southern District of Indiana, MICHAEL JONES a/k/a MJ, defendant herein, did knowingly possess in and affecting interstate commerce, firearm, to wit: a Smith and Wesson Model M&P 15-22, a Marlin, 30-30 caliber rifle, a Remington Model 770 7 millimeter rifle, and/or a Tisa Model American Tactical F59 9 millimeter pistol; after having knowingly been convicted of a crime punishable by imprisonment for a term exceeding one year, to wit: felony Possession with Intent to Deliver Methamphetamine in Howard County, Indiana, Cause Number 34C01-0507-FA-00217; felony Aggravated Battery in Howard County, Indiana, Cause Number 34D02-0511-MR-00463; felony Possession of Cocaine in Miami County, Indiana, Cause Number 52C01-0004-CF-000029; felony Battery in Howard County, Indiana, Cause Number 34D01-9910-CF-000259; and/or felony Burglary in Howard County, Indiana, Cause Number 34D01-9811-CF-000307.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(e)(1).

Count Seventeen

(18 U.S.C. 922(g)(1)-Possession of a Firearm as a Previously Convicted Felon)

On or about May 1, 2018, in the Southern District of Indiana, PERRY JONES, defendant herein, did knowingly possess in and affecting interstate commerce a firearm, to wit: a Ruger Model P345 .45 caliber pistol, after having knowingly been convicted of a crime punishable by imprisonment for a term

exceeding one year, to wit: felony Possession of a Narcotic Drug in Howard County, Indiana, Cause Number 34D01-1510-F6-00931; felony Possession of a Narcotic Drug in Howard County, Indiana, Cause Number 34D01-1412-F5-00949; felony Dealing in Cocaine within 1000 Feet of School Property in Howard County, Indiana, Cause Number 34C01-9311-CF-00078.

All in violation of Title 18, United States Code, Section 922(g)(1).

Count Eighteen

(21 U.S.C. 841(a)(1)-Possession with Intent to Distribute Controlled Substances)

On or about May 1, 2018, in the Southern District of Indiana, REGGIE BALENTINE a/k/a Pudge and Kristin KINNEY a/k/a Cupcake, defendants herein, did knowingly and intentionally possess with the intent to distribute a mixture or substance containing 50 grams or more of methamphetamine (actual), a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Nineteen

(18 U.S.C. 1956(h)-Conspiracy to Launder Monetary Instruments)

From on or about May 10, 2016 through May 1, 2018, the exact dates being unknown to the Grand Jury, in the Southern District of Indiana and elsewhere, PIERRE RILEY and KRISTIN KINNEY a/k/a Cupcake, defendants herein, did knowingly conspire together and with diverse other persons known and unknown to the Grand Jury to knowingly and intentionally conduct and attempt to conduct financial transactions, knowing that the property involved in the financial transactions represented the proceeds of a specified unlawful activity (that is, distribution of controlled substances), and knowing that the transactions were designed in whole or in part to conceal or disguise the nature, location, source, ownership, and control of the proceeds of specified unlawful activity; in violation of Title 18, United

States Code, Section 1956(a)(1)(B)(i).

MANNER AND MEANS

1. PIERRE RILEY, a Georgia resident, distributed controlled substances to individuals in Kokomo, Indiana.

2. This drug distribution activity generated drug proceeds in Kokomo, Indiana.

3. KRISTIN KINNEY, a Kokomo, Indiana resident, assisted PIERRE RILEY in concealing and disguising the nature, source, ownership, and control of the drug proceeds, through various means.

a. At PIERRE RILEY's direction, KRISTIN KINNEY would take PIERRE RILEY's drug cash and purchase money orders and cashiers checks in Indiana, so as to convert the cash proceeds to negotiable instruments, so as to conceal and disguise the nature, source and ownership of those drug proceeds. Those money orders and cashiers checks were ultimately deposited in Wells Fargo bank accounts controlled by PIERRE RILEY.

b. At PIERRE RILEY's direction, KRISTIN KINNEY would take PIERRE RILEY's drug cash to an Indiana Wells Fargo branch location, where she would then deposit that cash into bank accounts controlled by PIERRE RILEY, so as to conceal and disguise the nature, source and ownership of those drug proceeds.

c. At PIERRE RILEY's direction, KRISTIN KINNEY would take PIERRE RILEY's drug cash and purchase money orders, which she would then use to make payments on PIERRE RILEY's mortgage deed in Ouachita Parish, Louisiana, so as to conceal and disguise the nature, source and ownership of those drug proceeds.

d. At PIERRE RILEY's direction, KRISTIN KINNEY would take PIERRE RILEY's drug cash and deposit it into her BMO Harris bank account; KRISTIN KINNEY would then direct the electronic payment from that bank account to make payments to the lender of fa loan for PIERRE RILEY's

Dodge Ram truck, so as to conceal and disguise the nature, source and ownership of those drug proceeds.

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

Count Twenty

(18 U.S.C. 1956(a)(1)(A)(i)-Laundering of Monetary Instruments)

On or about September 8, 2017, in the Southern District of Indiana, MICHAEL JONES, defendant herein, did knowingly conduct a financial transaction affecting interstate commerce (to wit: the purchase of a grey 2007 Hummer H3 from Delong Auto Group in Kokomo, Indiana); which transaction involved the proceeds of a specified unlawful activity, that is, the distribution of controlled substances in violation of Title 21, United States Code, Section 841(a)(1), with the intent to promote the carrying on of this same specified unlawful activity, and that while conducting such financial transaction, defendant knew that the property involved in the financial transaction represented the proceeds of some form of unlawful activity.

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

Count Twenty One

(21 U.S.C. 841(a)(1)-Possession with Intent to Distribute Controlled Substances)

On or about May 1, 2018, in the Southern District of Indiana, ANTWON ABBOTT, defendant herein, did knowingly and intentionally possess with the intent to distribute 5 grams or more of methamphetamine (actual), a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

Count Twenty Two

(18 U.S.C. 922(g)(3) User of Controlled Substances in Possession of a Firearm)

On or about May 1, 2018, in the Southern District of Indiana, BRADLEY CLARK, defendant herein, did knowingly possess in and affecting interstate or foreign commerce a firearm, that is, a Jiminez .380 caliber handgun, a Ruger .45 caliber handgun, a Hi-Point 9 millimeter handgun, a Rossi 32 caliber Smith & Wesson revolver, a Rossi .357 caliber revolver, and/or a Hi-Point 9 millimeter handgun, while then knowingly being an illegal user of a controlled substance as defined by Title 21, United States Code, Section 802.

All in violation of Title 18, United States Code, Section 922(g)(3).

SENTENCING ENHANCEMENTS

The Grand Jury further alleges that:

1. Before PIERRE RILEY, defendant herein, committed the offense charged in Count One, PIERRE RILEY had sustained a final conviction for a serious drug felony, namely, a conviction for Conspiracy to Commit Dealing in Cocaine, a B felony in Grant County, Indiana, Cause Number 27C01-9912-CF-95, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offense charged in Count One.

2. Before REGGIE BALENTINE, defendant herein, committed the offenses charged in Counts One, Four, Ten, and Eighteen, REGGIE BALENTINE had sustained a final conviction for a serious drug felony, namely, a conviction for Conspiracy to Commit Dealing in Cocaine, a Class B felony

in Howard County, Indiana, Cause Number 34D01-0912-FA-01146, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One, Four, Ten, and Eighteen.

3. Before REGGIE BALENTINE, defendant herein, committed the offenses charged in Counts One, Four, Ten, and Eighteen, REGGIE BALENTINE had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine, a Class A felony, and Conspiracy to Commit Dealing in Cocaine, a Class A felony, in Howard County, Indiana, Cause Number 34C01-9611-CF-00072, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One, Four, Ten, and Eighteen.

4. Before MICHAEL O'BANNON, defendant herein, committed the offenses charged in Counts One and Eleven, MICHAEL O'BANNON had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine, a Class B felony, in Howard County, Indiana, Cause Number 34D01-0908-FA-00754, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Eleven.

5. Before MICHAEL JONES, defendant herein, committed the offenses charged in Counts One, Two, and Fourteen, MICHAEL JONES had sustained a final conviction for a serious drug felony, namely, a conviction for Possession with Intent to Deliver Methamphetamine, a Class B felony, in Howard County, Indiana, Cause Number 34C01-0507-FA-217, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that

offense within 15 years of the commencement of the instant offenses charged in Counts One, Two, and Fourteen.

6. Before JASON REED, defendant herein, committed the offenses charged in Counts One and Four, JASON REED had sustained a final conviction for a serious drug felony, namely, a conviction for Conspiracy to Distribute Cocaine Base, in the United States District Court, Southern District of Illinois, Cause Number 4:97-CR-40071, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Four.

7. Before DERRICK OWENS, defendant herein, committed the offenses charged in Counts One and Five, DERRICK OWENS had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine, a Class B felony, in Vigo County, Indiana, Cause Number 84D03-0307-FB-01852, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Five.

8. Before DERRICK OWENS, defendant herein, committed the offenses charged in Counts One and Five, DERRICK OWENS had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine, a Class A felony in Vigo County, Indiana, Cause Number 84D01-0904-FA-01148, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Five.

9. Before PERRY JONES, defendant herein, committed the offenses charged in Counts One and Sixteen, PERRY JONES had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine within 1000 Feet of School Property, a Class A felony, Howard County,

Indiana, Cause Number 34C01-9311-CF-00078, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Sixteen.

10. Before SHAUN MYERS, defendant herein, committed the offenses charged in Counts One and Ten, SHAUN MYERS had sustained a final conviction for a serious drug felony, namely, a conviction for Dealing in Cocaine, a Class B felony, Howard County, Indiana, Cause Number 34D01-0305-FA-00192, for which he served more than 12 months of imprisonment, and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offenses charged in Counts One and Ten.

FORFEITURE

1. Pursuant to Title 21, United States Code, Section 853, if convicted of any of the offenses set forth in Counts One through Five, or Counts Ten, Eleven, Fourteen, Eighteen, or Twenty One of the Fifth Superseding Indictment, the defendants shall forfeit to the United States any and all property constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the offenses, and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses.

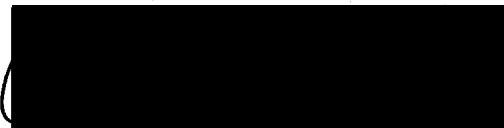
2. The United States shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), and as incorporated by Title 28, United States Code, Section 2461(c), if any of the property described above in paragraph 1, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty.

3. Pursuant to Title 18, United States Code, Section 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c), if convicted of the offense set forth in Count Six of the Fifth Superseding Indictment, defendants PIERRE RILEY, REGGIE BALENTINE, and MICAH EL O'BANNON, shall forfeit to the United States any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18, United States Code, Section 1958.

4. Pursuant to Title 18, United States Code, Section 924(d), if convicted of the offenses set forth in Counts Seven through Nine, Thirteen, Fifteen through Seventeen, or Twenty Two of this Fifth Superseding Indictment, the defendants shall forfeit to the United States "any firearm or ammunition involved in" the offense.

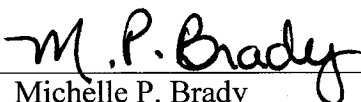
A TRUE BILL:



FOREPERSON

JOSH J. MINKLER
United States Attorney

By:



Michelle P. Brady
Assistant United States Attorney