

SUPERIOR COURT OF N.J.
FILED

SEP 06 2007

Andrew J. Pata
Clery Clerk

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ 544-07-14
Superior Court 07-09-00124-S
Docket Number 07-09-00124-S

STATE OF NEW JERSEY)	
)	
v.)	
GARY MADDOX)	INDICTMENT
JASON MCKINNON)	
LORI GEPHART)	
MICHAEL SCOTT)	
also known as)	
"POWERFUL")	
also known as)	
"P")	
GERALD FOSTER)	
also known as)	
"BABY GERRY")	
and)	
CHARLES MULDROW)	

The Grand Jurors of and for the State of New Jersey, upon their oaths, present that:

COUNT ONE

(Racketeering - First Degree)

GARY MADDOX

JASON MCKINNON

LORI GEPHART

MICHAEL SCOTT

and

GERALD FOSTER

and other persons whose identities are known and unknown to the Grand Jurors, who are named as co-conspirators but not defendants herein, at the times and places herein specified, did commit the crime of racketeering, that is, the defendants and other persons employed by or associated with the enterprise engaged in activities which affected trade or commerce in the State of New Jersey, in that they:

1. Purposely or knowingly did conduct or participate directly or indirectly in the conduct of the enterprise's affairs through a pattern of racketeering activity or collection of unlawful debt, including the commission of crimes of the first degree, contrary to the provisions of N.J.S.A. 2C:41-2c; or

2. With the purpose of promoting or facilitating the commission of the crime of racketeering, did conspire or agree together or with persons whose identities are known to the Grand Jurors, who at times relevant to this indictment were acting at the direction of various law enforcement agencies that:

A. One or more of them would engage in conduct which would constitute the crime of racketeering; or

B. One or more of them would aid in the planning, solicitation or commission of the crime of racketeering, that is,

to conduct or participate, directly or indirectly, in the conduct of the enterprise's affairs through a pattern of racketeering activity or collection of an unlawful debt, including the commission of crimes of the first degree, in violation of N.J.S.A. 2C:41-2d, all as hereinafter described.

THE RELEVANT TIMES AND PLACES

The predicate criminal activity and conspiracy occurred between on or about April 1, 2006, and on or about January 25, 2007, at the City of Camden, at the Borough of Lindenwold, and at the Townships of Voorhees, Waterford, and Gloucester, all in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court.

THE ENTERPRISE

GARY MADDOX, JASON MCKINNON, LORI GEPHART, MICHAEL SCOTT, GERALD FOSTER (and Nasser Perez, Ronald Clements, Jerald S. Green who are likewise conspirators and members of the enterprise, although not charged herein), and other persons whose identities are known and unknown to the Grand Jurors, would constitute an enterprise within the meaning of N.J.S.A. 2C:41-1c, that is, a group of individuals associated in fact, which was an illegal entity.

THE PURPOSES OF THE ENTERPRISE

The purpose of the enterprise was to distribute controlled dangerous substances and prescription legend drugs in exchange for United States currency or property for members or associates of the enterprise. This was accomplished by distributing or possessing with intent to distribute controlled dangerous substances or through other violations of the laws of the State of New Jersey, including the commission of the crimes of leader of narcotics trafficking network, maintaining or operating a controlled dangerous substance production facility, conspiracy, or money laundering. The enterprise had a leadership which financed, organized, supervised or managed the subordinate members in a common course of conduct to distribute or transport within and without this State, controlled dangerous substances, including those classified in Schedule I and Schedule II, including but not limited to: cocaine, methamphetamine, marijuana, oxycodone (commonly known as OxyContin and Percocet), 3,4-methylenedioxymethylamphetamine (commonly referred to as Ecstasy or MDMA), methadone, alprazolam (commonly known as Xanax), fentanyl, as well as prescription legend drugs, and others. Members of the enterprise took steps to conceal from law enforcement authorities the existence of the enterprise, the means and locations from which it conducted its affairs, including but not limited to using wireless telephones, a variety

of locations, residences, rental storage facilities or motor vehicles for storage or delivery of controlled dangerous substances which members or associates of the enterprise bought or sold. The enterprise was perpetuated through an organized and structured chain of command, delineated roles of members and associates and sharing of illicit profits, and through the solicitation, recruitment and employment of others to sell or deliver controlled dangerous substances and collect payment for same.

THE PATTERN OF RACKETEERING ACTIVITY

The pattern of racketeering activity, as defined in N.J.S.A. 2C:41-1d, consisted of at least two incidents of racketeering activity, including Leader of Narcotics Trafficking Network (N.J.S.A. 2C:35-3), Money Laundering (N.J.S.A. 2C:21-25), Distribution of a Controlled Dangerous Substance (N.J.S.A. 2C:35-5), Possession with Intent to Distribute a Controlled Dangerous Substance (N.J.S.A. 2C:35-5), Controlled Dangerous Substances Near or On School Property (N.J.S.A. 2C:35-7), Maintaining or Operating a Controlled Dangerous Substance Production Facility (N.J.S.A. 2C:35-4), or conspiracies to commit these crimes (N.J.S.A. 2C:5-2), (which included first degree crimes), primarily in the following ways:

GARY MADDOX

did commit the racketeering conduct by engaging in and or conspiring to commit the crimes of leader of narcotics trafficking network, distribution of controlled dangerous substances, including but not limited to, cocaine, methamphetamine, oxycodone (commonly referred to as OxyContin and Percocet), marijuana, 3,4-methylenedioxymethylamphetamine (commonly referred to as Ecstasy or MDMA), methadone, alprazolam (commonly referred to as Xanax), fentanyl, as well as prescription legend drugs, conspiracy and money laundering, which racketeering conduct is the subject of Counts Two, Three, Seven, Nine, Twelve, Thirteen, and Fourteen of this Indictment.

JASON MCKINNON

did commit the racketeering conduct by engaging in and or conspiring to commit the crimes of leader of narcotics trafficking network, distribution and possession with the intent to a distribute controlled dangerous substance, that is, cocaine, and conspiracy, which racketeering conduct is the subject of Counts Two, Four, Five, and Six of this Indictment.

LORI GEPHART

did commit the racketeering conduct by engaging in and or conspiring to commit the crimes of distribution and possession with the intent to distribute controlled dangerous substances, that is, cocaine, methamphetamine, marijuana, oxycodone (commonly

known as OxyContin and Percocet), 3,4-methylenedioxymethyl-amphetamine (commonly referred to as Ecstasy or MDMA), methadone, alprazolam (commonly known as Xanax), fentanyl, as well as prescription legend drugs, and conspiracy, which racketeering conduct is the subject of Counts Two, Eight, Nine, and Thirteen of this Indictment.

MICHAEL SCOTT

did commit the racketeering conduct by engaging in and or conspiring to commit the crimes of maintaining or operating a controlled dangerous substance production facility, conspiracy, and distribution and possession with the intent to distribute a controlled dangerous substance, that is, cocaine, which racketeering conduct is the subject of Counts Two and Eleven of this Indictment.

GERALD FOSTER

did commit the racketeering conduct by engaging in and or conspiring to commit the crimes of conspiracy and distribution of controlled dangerous substances, which racketeering conduct is the subject of Count Two of this Indictment.

All in violation of N.J.S.A. 2C:41-2c and N.J.S.A. 2C:41-2d, and against the peace of this State, the government and dignity of the same.

FORFEITURES

1. All allegations heretofore set forth are hereby incorporated by reference and re-alleged as if fully set forth

herein, for the purpose of alleging forfeitures pursuant to N.J.S.A. 2C:41-3b.

2. The defendants have property constituting:

A. Interests, including money and other things of value, established, acquired, maintained, operated, controlled, conducted, or participated in violation of N.J.S.A. 2C:41-2c, and N.J.S.A. 2C:41-2d.

3. The said interests, all subject to forfeiture to the State of New Jersey, shall expressly include the following:

- a. one white 1993 Lexus LS4, vehicle identification number JT8UF11E4P0176283, bearing New Jersey registration VFA78J in the name of Lori Gephart;
- b. one white 1994 Lexus LS4, vehicle identification number JT8UF11E3R0204884, bearing New Jersey registration UHV85N in the name of Lori Gephart;
- c. one white 1993 Lexus 300, vehicle identification number JT8JS47E8P0031383, bearing New Jersey registration SVR70M in the name of Lori Gephart;
- d. one gold 1993 Lexus 300, vehicle identification number JT8GK13T4R0019134, bearing New Jersey registration ULK52V in the name of Lori Gephart;
- e. one Volkswagen Jetta, vehicle identification number JZM4355, operated by Lori Gephart and/or Gary Maddox, leased from enterprise Leasing Co. of Norfolk/Richmond, Virginia;

- f. one green 1999 Ford Explorer, vehicle identification number 1FMYU24E5XUB26314, bearing New Jersey registration PJD68L in the name of Lori Gephart;
- g. one green 1993 BMW 318, vehicle identification number WBACA6319PFK59415, bearing New Jersey registration VFA79J in the name of Lori Gephart;
- h. one silver 1992 Ford F150, vehicle identification number 1FTEF14NXNLA98380, bearing New Jersey registration VHS21Z in the name of Lori Gephart;
- I. one green 2002 Dodge Caravan, vehicle identification number 1B4GP25382B535901, bearing New Jersey registration VJV44L in the name of Michael V. Scott;
- j. one blue 1999 Chevrolet Silverado, vehicle identification number 2GCEK19V2X1287442, bearing New Jersey registration UYN62S in the name of Jason McKinnon;
- k. one red Cadillac Escalade, vehicle identification number 1GYEK63R8YR198034, bearing New Jersey registration UYN62S in the name of Jason McKinnon; and
- l. jewelry, electronic equipment, clothing and personal property, seized by law enforcement authorities during the course of this investigation,

All acquired or maintained in violation of N.J.S.A. 2C:41-2, as described in Count One of this Indictment, and all subject to forfeiture to the State of New Jersey.

COUNT TWO

(Conspiracy - Second Degree)

GARY MADDOX

JASON MCKINNON

LORI GEPHART

MICHAEL SCOTT

GERALD FOSTER

and

CHARLES MULDROW

and other persons whose identities are known to the Grand Jurors, and who are co-conspirators, but not defendants herein, between on or about April 1, 2006, and on or about January 25, 2007, at the City of Camden, at the Borough of Lindenwold, and at the Townships of Voorhees, Waterford, and Gloucester, all in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of distribution of controlled dangerous substances, possession with intent to distribute controlled dangerous substances, and possession of controlled dangerous substances, did agree that:

A. One or more of them knowingly would engage in conduct which would constitute the aforesaid crimes, or

B. One or more of them knowingly would aid in the planning, solicitation or commission of said crimes, that is:

1. Knowingly or purposely to distribute a controlled dangerous substance, that is, cocaine, in a quantity of five ounces or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(1).

2. Knowingly or purposely to possess with intent to distribute a controlled dangerous substance, that is, cocaine, in a quantity of five ounces or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(1).

3. Knowingly or purposely to possess a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(1).

All in violation of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Leader of Narcotics Trafficking Network - First Degree)

GARY MADDOX

between on or about April 2006, and on or about January 25, 2007, at the City of Camden, at the Borough of Lindenwold, and at the Townships of Voorhees, Waterford, and Gloucester, all in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly did conspire with others as an organizer, supervisor, financier or manager, to engage for profit in a scheme or course of conduct to unlawfully distribute, dispense, bring into or transport in this State controlled dangerous substances, that is, methamphetamine and cocaine, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-3 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Leader of Narcotics Trafficking Network - First Degree)

JASON MCKINNON

between on or about April 2006, and on or about January 25, 2007, at the City of Camden, at the Borough of Lindenwold, and at the Townships of Voorhees, Waterford, and Gloucester, all in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly did conspire with others as an organizer, supervisor, financier or manager, to engage for profit in a scheme or course of conduct to unlawfully distribute, dispense, bring into or transport in this State a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-3 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Possession with Intent to Distribute
a Controlled Dangerous Substance - First Degree)

JASON MCKINNON

on or about January 25, 2007, at the Township of Berlin, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, cocaine, in a quantity of five ounces or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(1), and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Possession with Intent to Distribute
a Controlled Dangerous Substance - Second Degree)

JASON MCKINNON

on or about January 25, 2007, at the Township of Berlin, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1) and N.J.S.A. 2C:35-5b(2), and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Distribution of a Controlled
Dangerous Substance - First Degree)

GARY MADDOX

between on or about May 15, 2006, and on or about January 25, 2007, at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, in an aggregate quantity of five ounce or more including any adulterants or dilutants, that being approximately 56.2 grams on May 18, 2006, approximately 28.3 grams on May 31, 2006, approximately 116.7 grams on June 3, 2006, approximately 36.1 grams on August 2, 2006, and approximately 3.4 grams on October 18, 2006, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(1), N.J.S.A. 2C:35-5c, and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Distribution of a Controlled
Dangerous Substance - Second Degree)

LORI GEPHART

between on or about June 3, 2006, at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Distribution of a Controlled
Dangerous Substance - Second Degree)

GARY MADDOX

and

LORI GEPHART

between on or about May 15, 2006, and January 25, 2007, at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, methamphetamine, in an aggregate quantity of one-half ounce or more including any adulterants or dilutants, that being approximately 2.8 grams on September 26, 2006, approximately 10.2 grams on October 18, 2006, and approximately 2.3 grams on December 30, 2006, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(9)(a), N.J.S.A. 2C:35-5c, and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Distribution of a Controlled
Dangerous Substance - Second Degree)

CHARLES MULDROW

on or about May 18, 2006, at the Borough of Lindenwold, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Maintaining or Operating a Controlled Dangerous
Substance Production Facility - First Degree)

MICHAEL SCOTT

between on or about November 1, 2006, and on or about January 25, 2007, at the Township of Voorhees, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly did maintain or operate, a premise, place or facility, that is, 70 Sandra Road, Voorhees, used for the manufacture of a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-4, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Distribution of a Controlled Dangerous
Substance on or within 1,000 Feet of
School Property - Third Degree)

GARY MADDOX

and

CHARLES MULDROW

on or about May 18, 2006, at the Borough of Lindenwold, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, in violation of N.J.S.A. 2C:35-5, while within 1,000 feet of school property, that being the Saint Lawrence Regional School, Lindenwold, a privately owned school used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Possession of a Controlled
Dangerous Substance - Third Degree)

GARY MADDOX

and

LORI GEPHART

on or about January 25, 2007 at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(1) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Money Laundering - Second Degree)

GARY MADDOX

between on or about May 1, 2006, and January 25, 2007, at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, did transport or possess property known or which a reasonable person would believe to be derived from criminal activity, including the unlawful possession, possession with intent to distribute, and distribution of controlled dangerous substances, the aforesaid property being more than \$75,000 in U.S. currency, contrary to the provisions of N.J.S.A. 2C:21-25a, and against the peace of this State, the government and dignity of the same.

COUNT FIFTEEN

(Endangering the Welfare of a Child - Second Degree)

GARY MADDOX

on or about October 18, 2006, at the Township of Gloucester, in the County of Camden, at the Township of Washington, in the County of Gloucester, elsewhere, and within the jurisdiction of this Court, having a legal duty for the care of, or having assumed responsibility for the care of G. G., also known as G. M. (hereinafter referred to as G. G.), born on January 27, 1995, knowingly did cause harm to G. G., making G. G. an abused or neglected child as defined in N.J.S.A. 9:6-1, N.J.S.A. 9:6-3, and N.J.S.A. 9:6-8.21, to wit: the said Gary Maddox weighed and packaged marijuana for sale while in the presence of G. G., contrary to the provisions of N.J.S.A. 2C:24-4a, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Possession of Weapons during Commission
of Certain Crimes - Second Degree)

JASON MCKINNON

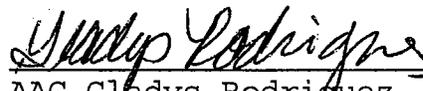
on or about January 25, 2007, at the Township of Berlin, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess a firearm, that is, a .357 caliber Smith & Wesson pistol, serial number N692073, while in the course of committing a violation of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:39-4.1(a), and against the peace of this State, the government and dignity of the same.

COUNT SEVENTEEN

(Certain Persons Not to Have Weapons - Second Degree)

JASON MCKINNON

on or about January 25, 2007, at the Township of Berlin, in the County of Camden, elsewhere, and within the jurisdiction of this Court, having been convicted of the crime of burglary in Camden County, on indictment number 9512-03-0561, did possess a firearm, that is, a .357 caliber Smith & Wesson pistol, serial number N692073, contrary to the provisions of N.J.S.A. 2C:39-7b, and against the peace of this State, the government and dignity of the same.



AAG Gladys Rodriguez
Deputy Director
Division of Criminal Justice

A TRUE BILL:



Deputy Foreperson

Date: 9/6/07

SUPERIOR COURT OF N.J.
FILED

SEP 06 2007

Andrew J. Pita
Clerk

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ544-07-14

Superior Court

Docket Number

07-09-00124-S

STATE OF NEW JERSEY)

v.)

GARY MADDOX)

JASON MCKINNON)

LORI GEPHART)

MICHAEL SCOTT)

also known as)

"POWERFUL")

also known as)

"P")

GERALD FOSTER)

also known also)

"BABY GERRY")

and)

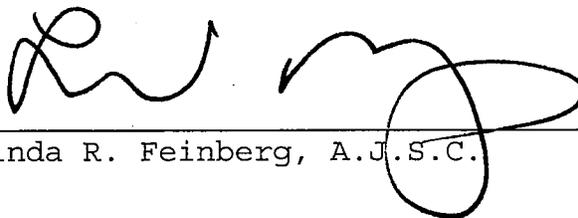
CHARLES MULDROW)

ORDER OF VENUE

An Indictment having been returned to this Court by the
State Grand Jury in the above captioned matter,

IT IS ORDERED on this *6th* day of *September*, 2007,
pursuant to paragraph 8 of the State Grand Jury Act, that the
County of Camden be and hereby is designated as the County of venue
for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court shall transmit forthwith the Indictment in this matter and a certified copy of this Order to the Criminal Division Manager of the County of Camden for filing.



Linda R. Feinberg, A.J.S.C.