

SUPERIOR COURT OF N.J.  
FILED

APR 10 2008

*Christine P. Higgins*  
Acting Clerk

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ554-08-5

Superior Court

Docket Number 08-04-00062-S

STATE OF NEW JERSEY )  
v. )  
JACK BUSCEMI, JR. )  
ANDREW MICALI )  
ANTHONY NICODEMO )  
VINCENT PROCOPIO )  
RUSSELL BROWN )  
DOUGLAS RUBINO )  
JOSEPH BALDINO, JR. )  
VINCENT BORGESI )  
JOHN FINDLAY )  
BERNARD MALSEED )  
ROBERT MACKIE )  
IAN BLACKMAN )  
JEFFREY EBERT )  
JOSEPH WISHNICK )  
MATTHEW ZAMBANINI )  
FRANK BALDINO )  
NICHOLAS CALTIBIANO )  
MARK GALASSO )

INDICTMENT

STEVEN CASSASANTO )  
WILLIAM DEPENA )  
DOMINIC GRANDE )  
MICHAEL CONNELLY )  
ANNIE GRAJALES OSPINA  
and )  
MARIANNE MICALI )

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

COUNT ONE

(Racketeering - Second Degree)

JACK BUSCEMI, JR.

ANDREW MICALI

ANTHONY NICODEMO

VINCENT PROCOPIO

RUSSELL BROWN

DOUGLAS RUBINO

JOSEPH BALDINO, JR.

JOHN FINDLAY

BERNARD MALSEED

ROBERT MACKIE

IAN BLACKMAN

JEFFREY EBERT

JOSEPH WISHNICK

MATTHEW ZAMBANINI

FRANK BALDINO

and

NICOLAS CALTIBIANO

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 second 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 second 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 March 31, 2006, and on or about November 14, 2007, at the City of Atlantic City, City of Brigantine, Township of Hamilton, City of Pleasantville, City of Ventnor, all in the County of Atlantic, at the City of Philadelphia, in the Commonwealth of Pennsylvania, at the Township of North East, in the State of Maryland, elsewhere, and within the jurisdiction of this Court.

#### THE ENTERPRISE

JACK BUSCEMI, JR., ANDREW MICALI, ANTHONY NICODEMO, VINCENT PROCOPIO, RUSSELL BROWN, DOUGLAS RUBINO, JOSEPH BALDINO, JR., JOHN FINDLAY, BERNARD MALSEED, ROBERT MACKIE, IAN BLACKMAN, JEFFREY EBERT, JOSEPH WISHNICK, MATTHEW ZAMBANINI, FRANK BALDINO, NICHOLAS CALTIBIANO 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

