

SUPERIOR COURT OF N.J.  
FILED

SEP 14 2007

*Andrew J. Pata*  
Clerk

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ545-07-8

Superior Court

Docket Number 07-09-00133-S

STATE OF NEW JERSEY )

v. )

INDICTMENT

TERRENCE BYRD )

ANTHONY CARTER )

RAFAEL GONZALES )

ROYCE HODGES )

JERMAINE LINDER )

HENRY LOPEZ )

LEO REED )

MICHAEL RUTLEDGE )

also known as  
MYUT )

KAZIMOUS SHOMARI )

also known as  
ANTHONY WOODS )

LORENZO WHITE )

and )

NARIK WILSON )

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

COUNT ONE

(Racketeering - First Degree)

ANTHONY CARTER

RAFAEL GONZALES

ROYCE HODGES

JERMAINE LINDER

HENRY LOPEZ

LEO REED

MICHAEL RUTLEDGE

KAZIMOUS SHOMARI

LORENZO WHITE

and

NARIK WILSON

and other persons whose identities are known and unknown to the Grand Jurors, who are co-conspirators and members of the criminal enterprise 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 an enterprise engaged in or the activities of which affected trade or commerce, purposely or knowingly did conduct or participate directly or indirectly, in the conduct of the enterprise's affairs through a pattern of racketeering activity, in violation of N.J.S.A. 2C:41-2c and N.J.S.A. 2C:41-2d, all as hereinafter described.

**THE RELEVANT TIMES**

1. The predicate criminal activity occurred between on or about October 1, 2006, and on or about June 13, 2007.

### THE RELEVANT PLACES

2. The predicate criminal activity took place at the City of Paterson and at the City of Passaic, both in the County of Passaic, at the City of Bridgeton, in the County of Cumberland, at the City of Newark, in the County of Essex, at the City of Hackensack, in the County of Bergen, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court.

### THE ENTERPRISE

3. ANTHONY CARTER, RAFAEL GONZALES, ROYCE HODGES, JERMAINE LINDER, HENRY LOPEZ, LEO REED, MICHAEL RUTLEDGE, KAZIMOUS SHOMARI, LORENZO WHITE, NARIK WILSON, and other persons whose identities are known and unknown to the Grand Jurors, who are members of the enterprise but not indicted herein, would constitute an enterprise within the meaning of N.J.S.A. 2C:41-1c, that is, a union or group of individuals associated in fact, or associates thereof, for the purposes set forth below.

### THE PURPOSES OF THE ENTERPRISE

The purposes of the enterprise was to be an organized group of individuals associated in fact who identified themselves as the "Sex Money Murder" set of the Bloods criminal street gang. This enterprise maintained a hierarchal governing structure which defined specific roles for its members and associates. In particular, members of the enterprise were to engage in a number

of criminal activities in order to maintain and promote the strength of the enterprise and assure its perpetuation through specific conduct applicable to its members and associates. Among those were obtaining money for members and associates of the enterprise through the illegal distribution of controlled dangerous substances, by collecting dues from the members of the enterprise through extortionate threats of bodily injury for non-payment of said dues, the unlawful purchase, use or transfer of firearms, utilizing the profits of the illicit distribution of controlled dangerous substances to purchase firearms, and the assault or murder of individuals who were believed to be disloyal to the enterprise. The purpose of the enterprise also included keeping persons outside of the enterprise in fear of the enterprise and its members through the identification of the enterprise as the "Sex Money Murder" set of the Bloods criminal street gang, and the use of threats of violence, and the commission of acts of violence, which included assaults and murder, of members of rival groups. The enterprise would conceal and attempt to conceal from law enforcement authorities the existence of the enterprise, the means through which it would conduct its affairs, and the locations from which it would conduct its affairs, including but not limited to using wireless telephones and using a variety of locations, residences and motor vehicles for storage and delivery of controlled dangerous

substances which members and associates of the enterprise bought and sold, in order to frustrate and avoid detection by law enforcement. The enterprise included local sub-groups of the enterprise, the leadership of which was responsible for maintaining and promoting the agenda and goals of the overall enterprise, and for keeping the overall governing structure of the enterprise informed of the activities of the members or associates of these sub-groups. Among those goals would be the use of violence and threats of violence as a demonstration of the enterprise's authority and control over certain areas within which the enterprise existed, as well as a means of protecting the members of the enterprise and its associates from individuals who were members of rival groups.

#### THE PATTERN OF RACKETEERING ACTIVITY

The pattern of racketeering activity, as defined in N.J.S.A. 2C:41-1d, which the members and associates of this enterprise engaged in, or conspired to engage in, did consist of at least two incidents of racketeering conduct during the relevant time period stated above, including Murder (N.J.S.A. 2C:11-3), 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), Possession With Intent to Distribute a Controlled Dangerous Substance within 1,000 Feet of School Property (N.J.S.A. 2C:35-7), Possession with Intent to

Distribute a Controlled Dangerous Substance within 500 Feet of Certain Public Property (N.J.S.A. 2C:35-7.1), and Conspiracy to commit the foregoing crimes (N.J.S.A. 2C:5-2), primarily in the following ways:

ANTHONY CARTER

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Possession with Intent to Distribute a Controlled Dangerous Substance and Possession with Intent to Distribute a Controlled Dangerous Substance within 500 feet of Certain Public Property, and Murder, which racketeering conduct is the subject of Counts 3, 4, and 18 of this Indictment.

RAFAEL GONZALES

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Distribution of Controlled Dangerous Substances, Distribution of Controlled Dangerous Substances within 500 feet of Certain Public Property, and Distribution of Controlled Dangerous Substances within 1000 feet of School Property, which racketeering conduct is the subject of Counts 12, 13, 14, 15, 16, and 17 of this Indictment.

ROYCE HODGES

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Distribution of Controlled Dangerous Substances within 1000 feet of School Property, which racketeering conduct is the subject of Counts 5 and 6 of this

Indictment.

JERMAINE LINDER

did commit the racketeering conduct by engaging in or conspiring to commit the crime of Murder, which racketeering conduct is the subject of Count 18 of this Indictment.

HENRY LOPEZ

did commit the racketeering conduct by engaging in or conspiring to commit the crime of Murder, which racketeering conduct is the subject of Count 18 of this Indictment.

LEO REED

did commit the racketeering conduct by engaging in or conspiring to commit the crime of Murder, which racketeering conduct is the subject of Count 18 of this Indictment.

MICHAEL RUTLEDGE

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Distribution of Controlled Dangerous Substances and Distribution of Controlled Dangerous Substances within 1000 feet of School Property, which racketeering conduct is the subject of Counts 7, 8, 9, 10, and 11 of this Indictment.

KAZIMOUS SHOMARI

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Distribution of Controlled Dangerous Substances, Distribution of Controlled Dangerous Substances within 500 feet of Certain Public Property, and Distribution of

Controlled Dangerous Substances within 1000 feet of School Property, which racketeering conduct is the subject of Counts 12, 13, and 14 of this Indictment.

LORENZO WHITE

did commit the racketeering conduct by engaging in or conspiring to commit the crime of Murder, which racketeering conduct is the subject of Coun1820 of this Indictment.

NARIK WILSON

did commit the racketeering conduct by engaging in or conspiring to commit the crimes of Distribution of Controlled Dangerous Substances and Distribution of Controlled Dangerous Substances within 1000 feet of School Property, which racketeering conduct is the subject of Counts 5, 6, 7, 8, 9, 10, and 11 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.



COUNT TWO

(Leader of Organized Crime - Second Degree)

TERRENCE BYRD

ANTHONY CARTER

and

LORENZO WHITE

between on or about October 1, 2006, and on or about June 13, 2007, at the City of Hackensack, in the County of Bergen, at the City of Paterson, in the County of Passaic, elsewhere, and within the jurisdiction of this Court, were leaders of organized crime, in that the said TERRENCE BYRD, ANTHONY CARTER, and LORENZO WHITE purposely did conspire with each other, as well as with Rafael Gonzales, Royce Hodges, Jermaine Linder, Henry Lopez, Leo Reed, Michael Rutledge, Kazimous Shomari, Narik Wilson, and other persons whose identities are known and unknown to the Grand Jurors, who are coconspirators but not defendants herein, who comprised an illegal enterprise of individuals associated in fact, that is, the Sex Money Murder set of the Bloods street gang, as organizers, supervisors or managers, through their respective positions on the governing Committee of Sex Money Murder, to commit a continuing series of crimes which would constitute a pattern of racketeering activity, pursuant to the provisions of N.J.S.A. 2C:41-1a and d, all of which is described in Count One of this Indictment and is incorporated herein by

reference, contrary to the provisions of N.J.S.A. 2C:5-2g and  
N.J.S.A. 2C:2-6, and against the peace of this State, the  
government and dignity of the same.

COUNT THREE

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

ANTHONY CARTER

on or about February 1, 2007, at the City of Newark, in the  
County of Essex, 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 FOUR

(Possession with Intent to Distribute a  
Controlled Dangerous Substance within 500 feet of  
Certain Public Property - Second Degree)

ANTHONY CARTER

on or about February 1, 2007, at the City of Newark, in the  
County of Essex, and within the jurisdiction of this Court,  
knowingly or purposely did possess with intent to distribute a  
controlled dangerous substance, that is, cocaine, a Schedule II  
controlled dangerous substance, in violation of N.J.S.A. 2C:35-  
5a, while within 500 feet of real property comprising a public  
park, that is, the Francis Xavier Cabrini Park, located in the  
City of Newark, which is owned by or leased to the City of Newark  
and used for public recreational purposes, contrary to the  
provisions of N.J.S.A. 2C:35-7.1, and against the peace of this  
State, the government and dignity of the same.

COUNT FIVE

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

NARIK WILSON

and

ROYCE HODGES

on or about March 7, 2007, at the City of Newark, in the County of Essex, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, a Schedule I controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Alexander Street School, an elementary school which is owned by or leased to the Newark Board of Education and 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 SIX

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

NARIK WILSON

and

ROYCE HODGES

on or about March 12, 2007, at the City of Newark, in the County of Essex, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, a Schedule I controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Alexander Street School, an elementary school which is owned by or leased to the Newark Board of Education and 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 SEVEN

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

NARIK WILSON

and

MICHAEL RUTLEDGE

on or about March 23, 2007, at the City of Newark, in the County of Essex, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, a Schedule I controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Alexander Street School, an elementary school which is owned by or leased to the Newark Board of Education and 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 EIGHT

(Distribution of a Controlled  
Dangerous Substance - Second Degree)

NARIK WILSON

and

MICHAEL RUTLEDGE

on or about May 2, 2007, at the City of Newark, in the County of Essex, 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  
within 1000 Feet of School Property - Third Degree)

NARIK WILSON

and

MICHAEL RUTLEDGE

on or about May 2, 2007, at the City of Newark, in the County of Essex, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Alexander Street School, an elementary school which is owned by or leased to the Newark Board of Education and 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 TEN

(Distribution of a Controlled  
Dangerous Substance - Second Degree)

NARIK WILSON

and

MICHAEL RUTLEDGE

on or about May 17, 2007, at the City of Newark, in the County of Essex, 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

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

NARIK WILSON

and

MICHAEL RUTLEDGE

on or about May 17, 2007, at the City of Newark, in the County of Essex, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Alexander Street School, an elementary school which is owned by or leased to the Newark Board of Education and 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 TWELVE

(Distribution of a Controlled  
Dangerous Substance - Second Degree)

RAFAEL GONZALEZ

and

KAZIMOUS SHOMARI

on or about February 18, 2007, at the City of Passaic, in the County of Passaic, 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 THIRTEEN

(Possession with Intent to Distribute a Controlled  
Dangerous Substance within 500 feet of Certain  
Public Property - Second Degree)

RAFAEL GONZALEZ

and

KAZIMOUS SHOMARI

on or about February 18, 2007, at the City of Passaic, in the  
County of Passaic, and within the jurisdiction of this Court,  
knowingly or purposely did possess with intent to distribute a  
controlled dangerous substance, that is, cocaine, a Schedule II  
controlled dangerous substance, in violation of N.J.S.A.  
2C:35-5a, while within 500 feet of real property comprising a  
public housing facility, that is, the Aspen Place Public Housing  
Projects, located in the City of Passaic, which is owned by or  
leased to the Passaic Housing Authority and used for public  
housing purposes, contrary to the provisions of N.J.S.A.  
2C:35-7.1 and N.J.S.A. 2C:2-6, and against the peace of this  
State, the government and dignity of the same.

COUNT FOURTEEN

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

RAFAEL GONZALEZ

and

KAZIMOUS SHOMARI

on or about February 18, 2007, at the City of Passaic, in the County of Passaic, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Passaic High School, a secondary school which is owned by or leased to the Passaic Board of Education and 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 FIFTEEN

(Distribution of a Controlled  
Dangerous Substance - Second Degree)

RAFAEL GONZALEZ

on or about May 10, 2007, at the City of Passaic, in the County of Passaic, 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) and N.J.S.A. 2C:35-5b(2), and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Possession with Intent to Distribute a Controlled  
Dangerous Substance within 500 feet of Certain  
Public Property - Second Degree)

RAFAEL GONZALEZ

on or about May 10, 2007, at the City of Passaic, in the County of Passaic, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of real property comprising a public housing facility, that is, the Aspen Place Public Housing Projects, located in the City of Passaic, which is owned by or leased to the Passaic Housing Authority and used for public housing purposes, contrary to the provisions of N.J.S.A. 2C:35-7.1, and against the peace of this State, the government and dignity of the same.



COUNT SEVENTEEN

(Distribution of a Controlled Dangerous Substance  
within 1000 Feet of School Property - Third Degree)

RAFAEL GONZALEZ

on or about May 10, 2007, at the City of Passaic, in the County of Passaic, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, a Schedule II controlled dangerous substance, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of the Passaic High School, a secondary school which is owned by or leased to the Passaic Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, and against the peace of this State, the government and dignity of the same.

COUNT EIGHTEEN

(Conspiracy - First Degree)

ANTHONY CARTER

JERMAINE LINDER

HENRY LOPEZ

LEO REED

and

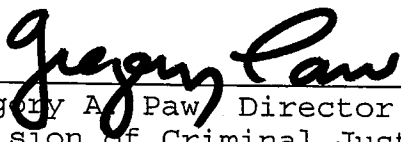
LORENZO WHITE

between on or about October 1, 2006, and on or about June 13, 2007, at the City of Paterson, in the County of Passaic, at the City of Bridgeton, in the County of Cumberland, at the City of Newark, in the County of Essex, at the City of Hackensack, in the County of Bergen, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of murder, did agree that:

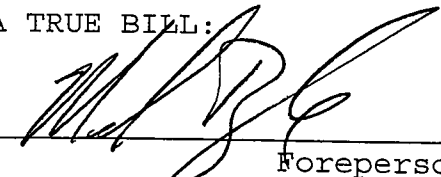
- A. One or more of them knowingly would engage in conduct which would constitute the aforesaid crime, or
- B. One or more of them knowingly would aid in the planning, solicitation or commission of the said crime, that is: knowingly or purposely to cause the death of

another, that being an individual by the name of Narik Wilson and an individual identified as B.T., who is known to the grand jurors, contrary to the provisions of N.J.S.A. 2C:11-3.

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.

  
\_\_\_\_\_  
Gregory A. Paw, Director  
Division of Criminal Justice

A TRUE BILL:

  
\_\_\_\_\_  
Foreperson

Dated:

9/14/07

SUPERIOR COURT OF N.J.  
FILED

SEP 14 2007

*Andrew J. Pata*  
Acting Clerk

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ545-07-8

Superior Court

Docket Number 07-09-00133-S

STATE OF NEW JERSEY )

v. )

ORDER OF VENUE

TERRENCE BYRD )

ANTHONY CARTER )

RAFAEL GONZALES )

ROYCE HODGES )

JERMAINE LINDER )

HENRY LOPEZ )

LEO REED )

MICHAEL RUTLEDGE )

also known as

"MYUT" )

KAZIMOUS SHOMARI )

also known as

ANTHONY WOODS )

LORENZO WHITE )

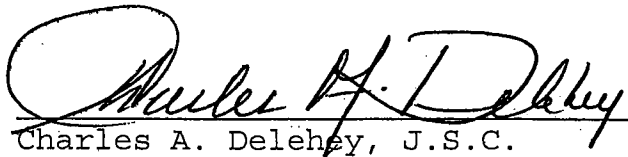
and )

NARIK WILSON )

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

IT IS ORDERED on this 14<sup>th</sup> day of Sept, 2007,  
pursuant to paragraph 8 of the State Grand Jury Act, that the  
County of Monmouth 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 Monmouth for filing.

  
Charles A. Delehey, J.S.C.