

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury  
Number SGJ753-21-7  
Superior Court  
Docket Number 21-5-70-S

STATE OF NEW JERSEY )  
  
v. )  
  
AAREN BAILEY )  
  
PHILIP FOSTER )  
  
ALYSE ROUSE )  
  
and )  
  
CATHERINE CARMICHAEL )

INDICTMENT

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

COUNT ONE

(Conspiracy - Second Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

between on or about October 1, 2020, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, in the Commonwealth of Pennsylvania, elsewhere, and within the

jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of Maintaining or Operating a Controlled Dangerous Substance Production Facility and Distribution of Controlled Dangerous Substances, did agree together that:

1. One or more of them would engage in conduct which would constitute the aforesaid crime, or

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

A. Knowingly maintain or operate, a premise, place, or facility used for manufacturing a controlled dangerous substance, that is, fentanyl, or knowingly did aid, promote, finance, or otherwise participate in the maintenance or operation of such premise, place, or facility contrary to the provisions of N.J.S.A. 2C:35-4.

B. Knowingly or purposely distribute a controlled dangerous substance, that is, heroin, in a quantity of one-half ounce or more but less than five ounces, 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).

C. Knowingly or purposely distribute a controlled dangerous substance, that is, fentanyl, in a quantity of one 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(4).

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 TWO

(Promoting Organized Street Crime - First Degree)

AAREN BAILEY

between on or about October 1, 2020, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, knowingly did conspire with others as an organizer, supervisor, financier, or manager, to commit one or more of the crimes enumerated in N.J.S.A. 2C:33-30, specifically, Maintaining or Operating a Controlled Dangerous Substance Production Facility, in violation of N.J.S.A. 2C:35-4, and/or Distribution of Controlled Dangerous Substances, in violation of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:33-30, and against the peace of this State, the government and dignity of the same.

COUNT THREE

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

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did maintain or operate, a premise, place, or facility used for manufacturing a controlled dangerous substance, that is, fentanyl, or knowingly did aid, promote, finance, or otherwise participate in the maintenance or operation of such premise, place, or facility contrary to the provisions of N.J.S.A. 2C:35-4, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Possession of a Controlled Dangerous Substance - Third Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

AND

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess a controlled dangerous substance, that is, heroin, a Schedule I controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(1), and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Possession of a Controlled Dangerous Substance - Third Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

AND

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess a controlled dangerous substance, that is, fentanyl, a Schedule II controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(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)

AAREN BAILEY

ALYSE ROUSE

AND

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, in a quantity of one-half ounce of more but less than five ounces, 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), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.



COUNT SEVEN

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

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, fentanyl, a Schedule II narcotic drug, in a quantity of one 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(4), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Possession of a Weapon During the Commission  
of Certain Crimes - Second Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, .45 caliber Spring Armory XD semi-automatic handgun, serial number XD6110033; and/or a Desert Eagle .45 caliber handgun, serial number C002210; and/or a Taurus 9mm handgun, serial number ABD527383, while in the course of committing or attempting to commit a violation of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:39-4.1, and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Unlawful Possession of a Firearm - Second Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a Taurus 9mm handgun, serial number ABD527383, without having first obtained a permit to carry same as provided in N.J.S.A. 2C:58-4, contrary to the provisions of N.J.S.A. 2C:39-5b, and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Unlawful Possession of a Firearm - Second Degree)

AAREN BAILEY

and

PHILIP FOSTER

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a Desert Eagle .45 caliber handgun, serial number C002210, without having first obtained a permit to carry same as provided in N.J.S.A. 2C:58-4, contrary to the provisions of N.J.S.A. 2C:39-5b, and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Unlawful Possession of a Firearm - Second Degree)

AAREN BAILEY

PHILIP FOSTER

and

ALYSE ROUSE

on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a .45 caliber Spring Armory XD semi-automatic handgun, serial number XD6110033, without having first obtained a permit to carry same as provided in N.J.S.A. 2C:58-4, contrary to the provisions of N.J.S.A. 2C:39-5b, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Unlawful Possession of Large Capacity  
Ammunition Magazines - Fourth Degree)

AAREN BAILEY

PHILIP FOSTER

ALYSE ROUSE

and

CATHERINE CARMICHAEL

on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess two large capacity ammunition magazines, contrary to the provisions of N.J.S.A. 2C:39-3j, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Unlawful Possession of a Large Capacity  
Ammunition Magazine - Fourth Degree)

PHILIP FOSTER

on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a large capacity ammunition magazine, contrary to the provisions of N.J.S.A. 2C:39-3j, and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Possession Hollow Nose Bullets - Fourth Degree)

AAREN BAILEY

and

PHILIP FOSTER

on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon or device, that is, hollow nose bullets, contrary to the provisions of N.J.S.A. 2C:39-3f, and against the peace of this State, the government and dignity of the same.



COUNT FIFTEEN

(Unlawful Possession of a Weapon - First Degree)

PHILLIP FOSTER

on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, having been previously convicted of the crime of Second Degree Burglary in Mercer County, on Indictment number MER110800844I, knowingly did possess a certain weapon, that is, a .45 caliber Spring Armory XD semi-automatic handgun, serial number XD6110033; and/or a Desert Eagle .45 caliber handgun, serial number C002210; and/or a Taurus 9mm handgun, serial number ABD527383, contrary to the provisions of N.J.S.A. 2C:39-5b, N.J.S.A. 2C:39-5j, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Certain Persons Not to Have Weapons- Second Degree)

AAREN BAILEY

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, having been previously convicted of the crime of Third Degree Possession With Intent to Distribute a Controlled Dangerous Substance in Mercer County, on Accusation number 16-12-00699-A, did purchase, own, possess, or control a firearm, that is, a .45 caliber Spring Armory XD semi-automatic handgun, serial number XD6110033; and/or a Desert Eagle .45 caliber handgun, serial number C002210; and/or a Taurus 9mm handgun, serial number ABD527383, contrary to the provisions of N.J.S.A.2C:35-7b, and against the peace of this State, the government and dignity of the same.

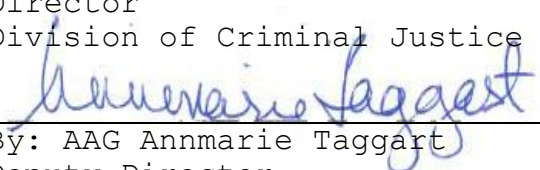
COUNT SEVENTEEN

(Certain Persons Not to Have Weapons - Second Degree)

PHILLIP FOSTER

between on or about January 17, 2021, and on or about January 21, 2021, at the Township of Westhampton, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, having been convicted of the crime of Second Degree Burglary in Mercer County, on Indictment number MER110800844I, did purchase, own, possess, or control the following firearm: a .45 caliber Spring Armory XD semi-automatic handgun, serial number XD6110033; and/or a Desert Eagle .45 caliber handgun, serial number C002210; and/or a Taurus 9mm handgun, serial number ABD527383, 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 Veronica Allende  
Director  
Division of Criminal Justice

  
By: AAG Annmarie Taggart  
Deputy Director  
Division of Criminal Justice

A TRUE BILL:

\_\_\_\_\_  
Foreperson

Date: 5/13/2021

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - CRIMINAL

State Grand Jury  
Number SGJ753-21-7  
Superior Court  
Docket Number 21-5-70-S

STATE OF NEW JERSEY                    )  
  
  v.    )                    ORDER OF VENUE  
  
AAREN BAILEY                                )  
  
PHILIP FOSTER                                )  
  
ALYSE ROUSE                                 )  
  
  and    )  
  
CATHERINE CARMICHAEL                    )

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

IT IS ORDERED on this **13th day of May, 2021**, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Burlington 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 Burlington for filing.

/s/Mary C. Jacobson  
**Mary C. Jacobson, A.J.S.C.**