

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ755-21-3
Superior Court
Docket Number 21-4-52-S

STATE OF NEW JERSEY)
)
 v.) INDICTMENT
)
 JOSE CASTELLAR)
)
 RICHARD GARCIA)
)
 and)
)
 IRIS Y. CRESPO)

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

COUNT ONE

(Conspiracy - Second Degree)

JOSE CASTELLAR

RICHARD GARCIA

and

IRIS Y. CRESPO

who are named as defendants herein, and other persons whose
identities are known and unknown to the Grand Jurors, who are named
as co-conspirators but not as defendants herein, between on or
about August 4, 2020, and on or about December 18, 2020, at the
City of Camden, at the Township of Pennsauken, both in the County

of Camden, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of Distribution of Controlled Dangerous Substances, did agree together, and with persons whose identities are unknown to the Grand Jurors, who at all times relevant to this indictment were an undercover agent of the Cape May County Prosecutor's Office, and an agent of the New Jersey State Police:

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

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

A. Knowingly or purposely distribute a controlled dangerous substance, that is, heroin, 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).

B. Knowingly or purposely 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) 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

(Possession of a Controlled Dangerous Substance - Third Degree)

JOSE CASTELLAR

between on or about August 4, 2020, and on or about December 18, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, 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 THREE

(Possession of a Controlled Dangerous Substance - Third Degree)

RICHARD GARCIA

and

IRIS Y. CRESPO

between on or about August 4, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, 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 FOUR

(Possession of a Controlled Dangerous Substance - Third Degree)

JOSE CASTELLAR

and

RICHARD GARCIA

between on or about August 25, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, 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 FIVE

(Possession of a Controlled Dangerous Substance - Third Degree)

IRIS Y. CRESPO

between on or about October 27, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, 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

(Distribution of a Controlled Dangerous
Substance - First Degree)

JOSE CASTELLAR

and

RICHARD GARCIA

between on or about August 4, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, 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), N.J.S.A. 2C:35-5b(1), N.J.S.A. 2C:35-5c, 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 - Second Degree)

IRIS Y. CRESPO

between on or about August 4, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did 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), N.J.S.A. 2C:35-5b(2), N.J.S.A. 2C:35-5c, 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)

JOSE CASTELLAR

and

RICHARD GARCIA

between on or about August 25, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did 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:35-5(c), 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)

IRIS Y. CRESPO

between on or about October 27, 2020, and on or about December 17, 2020, at the City of Camden, at the Township of Pennsauken, both in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did 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:35-5(c), 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
Within 1000 Feet of School Property - Third Degree)

RICHARD GARCIA

and

IRIS Y. CRESPO

between on or about August 4, 2020, and on or about December 17, 2020, at the City of Camden, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of McGraw Elementary School, which is owned or leased to the Mastery Schools of Philadelphia, Pennsylvania, and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, 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)

RICHARD GARCIA

between on or about August 25, 2020, and on or about December 17, 2020, at the City of Camden, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute controlled dangerous substance, that is, fentanyl, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of McGraw Elementary School, which is owned or leased to the Mastery Schools of Philadelphia, Pennsylvania, and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, 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
Within 1000 Feet of School Property - Third Degree)

IRIS Y. CRESPO

between on or about October 27, 2020, and on or about December 17, 2020, at the City of Camden, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute controlled dangerous substance, that is, fentanyl, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of McGraw Elementary School, which is owned or leased to the Mastery Schools of Philadelphia, Pennsylvania, and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Distribution of a Controlled Dangerous Substance on or Within
1000 Feet of School Property - Third Degree)

JOSE CASTELLAR

on or about November 17, 2020, at the City of Camden, in the County of Camden, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute controlled dangerous substances, that is, heroin and/or fentanyl, in violation of N.J.S.A. 2C:35-5a, while within 1000 feet of McGraw Elementary School, which is owned or leased to the Mastery School of Philadelphia, Pennsylvania, and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Possession of a Controlled Dangerous
Substance - Third Degree)

RICHARD GARCIA

and

IRIS Y. CRESPO

on or about December 18, 2020, at the Township of Pennsauken, in the County of Camden, 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 against the peace of this State, the government and dignity of the same.

COUNT FIFTEEN

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

RICHARD GARCIA

and

IRIS Y. CRESPO

on or about December 18, 2020, at the Township of Pennsauken, 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, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

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

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, 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, heroin, 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), N.J.S.A. 2C:35-5b(1), and against the peace of this State, the government and dignity of the same.

COUNT SEVENTEEN

(Possession with Intent to Distribute Within
500 Feet of Certain Public Property - Second Degree)

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, 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, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Clinton Street Playground, a public park, 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 EIGHTEEN

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

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, in the County of Camden, 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 NINETEEN

(Resisting Arrest By Flight - Fourth Degree)

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, in the County of Camden, elsewhere and within the jurisdiction of this Court, purposely did prevent officers Natalie Perez and Andrew Coulter, both law enforcement officers of the Camden County Metropolitan Police Department, and Trooper Michael Davis, a law enforcement officer from the New Jersey State Police, from effecting a lawful arrest, by flight, contrary to N.J.S.A. 2C:29-2a(2), and against the peace of this State, the government and dignity of the same.

COUNT TWENTY

(Witness Tampering - Third Degree)

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, in the County of Camden, elsewhere and within the jurisdiction of this Court, believing that an official proceeding or investigation was pending or about to be instituted, knowingly did attempt to induce or otherwise cause Iris Crespo and Richard Garcia, to withhold information by telling Crespo that she and Garcia should not speak to law enforcement or cooperate with the investigation, contrary to the provisions of N.J.S.A. 2C:28-5a, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-ONE

(Certain Persons Not to Have Weapons - Second Degree)

JOSE CASTELLAR

on or about December 18, 2020, at the City of Camden, in the County of Camden, elsewhere and within the jurisdiction of this Court, having been convicted of the crime of Third Degree Possession with Intent to Distribute a Controlled Dangerous Substance/Distribution of a Controlled Dangerous Substance within 1000 feet of School Property in Camden County, on Indictment number CAM990902827I; and/or Third Degree Unlawful Possession of a Weapon in Camden County, on Indictment number CAM020903072I; and/or Third Degree Unlawful Possession of a Weapon in Camden County, on Indictment number CAM041004182I; did purchase, own, possess or control the following firearm: a Beretta pistol, Model 92FS, serial number A164525Z, 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

A TRUE BILL:

Foreperson

Dated: 4/27/2021

