

FILED
APRIL 28, 2021
STATE GRAND JURY JUDGE

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ756-21-5
Superior Court
Docket Number **21-4-00054-S**

STATE OF NEW JERSEY)
)
 v.) INDICTMENT
)
 MICHAEL MARESCA)
)
 ROBERT MOSER)
)
 and)
)
 MAKEN CORNELL)

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

COUNT ONE

(Promoting Organized Street Crime - First Degree)

MICHAEL MARESCA

between on or about January 18, 2020, and on or about November 19, 2020, at the City of Louisville, in the State of Kentucky, at the Town of Depauw, in the State of Indiana, at the City of Grove City, in the State of Ohio, at the Borough of Hasbrouck Heights, in the County of Bergen, in the State of New Jersey, 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, Possession of Firearms Without a Serial Number, in violation of N.J.S.A. 2C:39-3(n), Unlawful Possession of a Weapon, in violation of N.J.S.A. 2C:39-5(b), Manufacture, Transport, Disposition of a Firearm, and/or Transporting a Manufactured Firearm Without a Serial Number, in violation of N.J.S.A. 2C:39-9(d) and n; 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 TWO

(Conspiracy - Third Degree)

MICHAEL MARESCA

ROBERT MOSER

and

MAKEN CORNELL

between on or about January 18, 2020, and on or about November 19, 2020, at the City of Louisville, in the State of Kentucky, at the Town of Depauw, in the State of Indiana, at the City of Grove City, in the State of Ohio, at the Borough of Hasbrouck Heights, in the County of Bergen, in the State of New Jersey, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of Purchasing Firearms Parts to Manufacture Untraceable Firearms, did agree 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. Purposely manufacture or otherwise assemble untraceable firearms, that is, three handguns, without having been licensed or registered to so as provided in Chapter 58, by purchasing separately or as a kit any combination of parts from which a firearm with no serial number may be readily assembled,

but which does not have the capacity to function as a firearm unless manufactured or otherwise assembled, contrary to the provisions of N.J.S.A. 2C:39-9k.

OVERT ACTS

The Grand Jurors aforesaid, upon their oaths, do further present that in pursuance of the said conspiracy, the following OVERT ACTS, among others, were committed:

1. On January 18, 2020, and April 14, 2020, Maresca placed orders for handgun kits and shipped the kits to Moser's home addresses in Kentucky and Indiana, respectively.
2. On March 30, 2020, and May 15, 2020, respectively, Moser shipped the packages to Maresca's home address.
3. On June 6, 2020, and June 12, 2020, Cornell placed two separate orders for a total of three handgun kits to be delivered to Cornell's home in Ohio.
4. On July 16, 2020, Cornell mailed the three handgun kits to Maresca in New Jersey.

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

(Unlawful Possession of a Weapon - Second Degree)

MICHAEL MARESCA

on or about October 21, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court knowingly did possess a certain weapon, that is, a 9mm Luger caliber semiautomatic pistol with no serial number (given identification number NJ202081), 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:39-5(b), and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Possession of Firearms Without a Serial Number - Third Degree)

MICHAEL MARESCA

on or about October 21, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court did knowingly possess a firearm manufactured or otherwise assembled using a firearm frame or firearm receiver as defined in subsection k. of N.J.S.A. 2C:39-9 which is not imprinted with a serial number registered with a federally licensed manufacturer including, but not limited to, a firearm manufactured or otherwise assembled from parts purchased or otherwise obtained in violation of subsection k. of N.J.S.A. 2C:39-9, that is a 9mm Luger caliber semiautomatic pistol with no serial number (given identification number NJ202081), contrary to the provisions of N.J.S.A. 2C:39-3(n), and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Manufacture, Transport, Disposition
of a Firearm - Fourth Degree)

MICHAEL MARESCA

on or about October 21, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court, knowingly did transport, ship, sell, or dispose of a firearm, that is a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081), without being licensed or registered to do so as provided in Chapter 58, contrary to the provision of N.J.S.A. 2C:39-9(d), and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Transporting a Manufactured Firearm Without a Serial Number -
Third Degree)

MICHAEL MARESCA

on or about October 21, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court, did transport, ship, sell or dispose of a firearm manufactured or otherwise assembled using a firearm frame or firearm receiver as defined in subsection k. of N.J.S.A. 2C:39-9 which is not imprinted with a serial number registered with a federally licensed manufacturer, including but not limited to a firearm manufactured or otherwise assembled from parts purchased or otherwise obtained in violation of subsection k. of N.J.S.A. 2C:39-9, that is a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081), contrary to the provision of N.J.S.A. 2C:39-9(n), and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Unlawful Possession of a Weapon - Second Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court, knowingly did possess a certain weapon, that is, a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081-2), 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:39-5(b), and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Possession of Firearms Without a Serial Number - Third Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court did knowingly possess a firearm manufactured or otherwise assembled using a firearm frame or firearm receiver as defined in subsection k. of N.J.S.A. 2C:39-9 which is not imprinted with a serial number registered with a federally licensed manufacturer including, but not limited to, a firearm manufactured or otherwise assembled from parts purchased or otherwise obtained in violation of subsection k. of N.J.S.A. 2C:39-9, that is a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081-2), contrary to the provisions of N.J.S.A. 2C:39-3(n), and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Manufacture, Transport, Disposition
of a Firearm - Fourth Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court, knowingly did transport, ship, sell, or dispose of a firearm, that is, a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081-2), without being licensed or registered to do so as provided in Chapter 58, contrary to the provision of N.J.S.A. 2C:39-9(d), and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Transporting a Manufactured Firearm Without a Serial Number -
Third Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court did sell a firearm manufactured or otherwise assembled using a firearm frame or firearm receiver as defined in subsection k. of N.J.S.A. 2C:39-9 which is not imprinted with a serial number registered with a federally licensed manufacturer, including but not limited to a firearm manufactured or otherwise assembled from parts purchased or otherwise obtained in violation of subsection k. of N.J.S.A. 2C:39-9, that is a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081-2), contrary to the provision of N.J.S.A. 2C:39-9(n), and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Possession of Prohibited Weapons and Devices - Fourth Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this Court, knowingly did possess a large capacity ammunition magazine, contrary to the provision of N.J.S.A. 2C:39-3(j), and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Sale of a Large Capacity Magazine - Fourth Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this Court, knowingly did transport, ship, sell, or dispose of a large capacity ammunition magazine, contrary to the provision of N.J.S.A. 2C:39-9(h), and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Possession of Hollow Nose Ammunition - Fourth Degree)

MICHAEL MARESCA

on or about November 4, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this Court, knowingly did possess a certain weapon or device, that is, hollow nose ammunition, contrary to the provision of N.J.S.A. 2C:39-3(f), and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Purchasing Firearm Parts to Manufacture
Untraceable Firearm - Third Degree)

MICHAEL MARESCA

on or about November 19, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, purposely purchased or otherwise obtained separately or as part of a kit a firearm frame or firearm receiver, which was not imprinted with a serial number registered with a federal licensed manufacturer, to manufacture untraceable firearms, without having been licensed or registered to do so as provided in chapter 58, contrary to N.J.S.A. 2C:39-9k, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIFTEEN

(Unlawful Possession of an Assault Firearm - Second Degree)

MICHAEL MARESCA

on or about November 19, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, knowingly did have in his possession an assault firearm, that is, a 6.5mm Creedmore caliber Black Rain Ordnance semiautomatic rifle, serial number SL006876, contrary to the provisions of N.J.S.A. 2C:39-5f, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Unlawful Possession of an Assault Firearm - Second Degree)

MICHAEL MARESCA

on or about November 19, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, knowingly did have in his possession an assault firearm, that is, a 5.56x45mm caliber Ruger semiautomatic rifle, serial number 856-38943, contrary to the provisions of N.J.S.A. 2C:39-5f, and against the peace of this State, the government and dignity of the same.

COUNT SEVENTEEN

(Possession of Firearms Without a Serial Number - Third Degree)

MICHAEL MARESCA

on or about November 19, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this court knowingly did possess a firearm manufactured or otherwise assembled using a firearm frame or firearm receiver as defined in subsection k. of N.J.S.A. 2C:39-9 which is not imprinted with a serial number registered with a federally licensed manufacturer including, but not limited to, a firearm manufactured or otherwise assembled from parts purchased or otherwise obtained in violation of subsection k. of N.J.S.A. 2C:39-9, that is a 9mm Luger caliber semiautomatic pistol, with no serial number (given identification number NJ202081-3), contrary to the provisions of N.J.S.A. 2C:39-3(n), and against the peace of this State, the government and dignity of the same.

COUNT EIGHTEEN

(Possession of Prohibited Weapons and Devices - Fourth Degree)

MICHAEL MARESCA

on or about November 19, 2020, at the Borough of Hasbrouck Heights, in the County of Bergen, and within the jurisdiction of this Court, knowingly did possess a large capacity ammunition magazine, contrary to the provision of N.J.S.A. 2C:39-3j, and against the peace of this State, the government and dignity of the same.

COUNT NINETEEN

(Purchasing Firearm Parts to Manufacture
Untraceable Firearm - Third Degree)

MICHAEL MARESCA

ROBERT MOSER

and

MAKEN CORNELL

between on or about January 18, 2020, and on or about November 19, 2020, at the City of Louisville, in the State of Kentucky, at the Town of Depauw, in the State of Indiana, at the City of Grove City, in the State of Ohio, at the Borough of Hasbrouck Heights, in the County of Bergen, in the State of New Jersey, elsewhere, and within the jurisdiction of this Court, purposely purchased or otherwise obtained separately or as part of a kit a firearm frame or firearm receiver, which was not imprinted with a serial number registered with a federal licensed manufacturer, to manufacture untraceable firearms, without having been licensed or registered to do so as provided in chapter 58,

contrary to N.J.S.A. 2C:39-9k and N.J.S.A. 2C:2-6, 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: 4/28/21