FILED

SUPERIOR COURT OF NEW JERSEY LAW DIVISION - CRIMINAL

DEC 052014

State Grand Jury Judge

State Grand Jury
Number <u>SGJ660-14-15</u>
Superior Court 14-12-00179-5
Docket Number

STATE OF NEW JERSEY)	INDICTMENT
v.)	
JUAN GUTIERREZ-VALENCIA	.)	

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

COUNT ONE

(Conspiracy - Second Degree)

JUAN GUTIERREZ-VALENCIA

who is named as the defendant herein, and other persons whose identities are both known and unknown to the Grand Jurors, who are named as co-conspirators but not as defendants herein, on or about July 7, 2014, at the Township of Maple Shade, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of Distribution of a Controlled Dangerous Substance, did agree together and with a person who at all times relevant to this Indictment was a sworn member of law enforcement acting in an undercover capacity, that:

A. One or more of them would engage in conduct which would

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constitute the aforesaid crime; or

- B. One or more of them would aid in the planning, solicitation, or commission of the said crimes, that is:
- 1. Knowingly or purposely distribute a controlled dangerous substance, that is, methamphetamine, 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(8).

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.

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COUNT TWO

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

JUAN GUTIERREZ-VALENCIA

on or about July 7, 2014, at the Township of Maple Shade, 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, methamphetamine, 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(8), and against the peace of this State, the government and dignity of the same.

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COUNT THREE

(Unlawful Possession of a Weapon - Second Degree)

JUAN GUTIERREZ-VALENCIA

on or about July 7, 2014, at the Township of Maple Shade, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a Smith & Wesson 9mm handgun, Model 469, with defaced serial number TAW2569, 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.

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COUNT FOUR

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

JUAN GUTIERREZ-VALENCIA

on or about July 7, 2014, at the Township of Maple Shade, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess a firearm, that is, a Smith & Wesson 9mm handgun, Model 469, with defaced serial number TAW2569, while in the course of committing, attempting to commit, or conspiring to commit a violation of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:39-4.1a, and against the peace of this State, the government and dignity of the same.

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COUNT FIVE

(Possession of Defaced Firearm - Fourth Degree)

JUAN GUTIERREZ-VALENCIA

on or about July 7, 2014, at the Township of Maple Shade, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, knowingly did buy, receive, dispose of, or conceal a defaced firearm, that is, a Smith & Wesson 9mm handgun, Model 469, with defaced serial number TAW2569, contrary to the provisions of N.J.S.A. 2C:39-9e, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Receiving Stolen Property - Third Degree)

JUAN GUTIERREZ-VALENCIA

on or about July 7, 2014, at the Township of Maple Shade, in the County of Burlington, elsewhere, and within the jurisdiction of this Court, did commit theft by knowingly receiving or bringing into this State moveable property of A.M.G., that is, a Smith & Wesson 9mm handgun, Model 469, with defaced serial number TAW2569, knowing the same to be stolen or believing that it probably had been stolen, contrary to the provisions of N.J.S.A. 2C:20-7, and against the peace of this State, the government and dignity of the same.

Elie Honig

Director

Division of Criminal Justice

A TRUE BILL:

Foreperson

DATE:

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