

FILED

OCT 09 2015

State Grand Jury Judge

State Grand Jury

Number SGJ675-15-6

Superior Court

Docket Number

15-09-00135-S

STATE OF NEW JERSEY)

v.)

ORDER OF VENUE

MICHAEL A. MCLEOD)
also known as)
KNOCKOUT)

DAVID POWELL, JR.)
also known as)
ONE)

DEMETRIUS J. HAYWARD)
also known as)
MEEK)

and)

TYREE D. JETER)
also known as)
FAT TY)

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

IT IS ORDERED on this 9th day of October, 2015, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Hudson 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 Hudson for filing.

Mary C. Jacobson, A.J.S.C.
Mary C. Jacobson, A.J.S.C.

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State Grand Jury Judge

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ675-15-6
Superior Court
Docket Number 15-09-00135-S

STATE OF NEW JERSEY)
)
 v.)
)
 MICHAEL A. MCLEOD)
 also known as)
 KNOCKOUT)
)
 DAVID POWELL, JR.)
 also known as)
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)
 DEMETRIUS J. HAYWARD)
 also known as)
 MEEK)
)
 and)
)
 TYREE D. JETER)
 also known as)
 FAT TY)

INDICTMENT

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

COUNT ONE

(Conspiracy - First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

who are named as defendants herein, and other individuals whose identities are both known and unknown to the Grand Jurors, who are named as co-conspirators but not as defendants herein, between on or about March 15, 2015, and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of human trafficking, endangering the welfare of a child, and promoting prostitution did agree that:

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

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

1. Knowingly did hold, recruit, lure, entice, harbor, transport, provide or obtain, by any means, a child under 18 years of age, to engage in sexual activity, contrary to the provisions of N.J.S.A. 2C:13-8a(3);

2. Knowingly did hold, recruit, lure, entice, harbor, transport, provide or obtain, by any means, another to engage in sexual activity by causing or threatening to cause serious bodily harm or physical restraint against the person or any other person, contrary to the provisions of N.J.S.A. 2C:13-8a(1)(a);

3. Knowingly did procure or attempt to procure a person

to engage in sexual activity, or to provide labor or services, whether for himself or another person, knowing that the person provided or to be provided was a victim of human trafficking, or under circumstances in which a reasonable person would conclude that there was a substantial likelihood that the person was a victim of human trafficking, contrary to the provisions of N.J.S.A. 2C:13-9;

4. Knowingly did cause or permit a child to engage in a prohibited sexual act or in the simulation of such an act, knowing or intending that the prohibited act may be photographed, filmed, reproduced, or reconstructed in any manner, including on the Internet, contrary to N.J.S.A. 2C:24-4b(3);

5. Knowingly did distribute an item depicting the sexual exploitation or abuse of a child by any means, including but not limited to the internet, contrary to N.J.S.A. 2C:24-4b(5);

6. Knowingly did promote prostitution of a child under 18, contrary to N.J.S.A. 2C:34-1b(3); and

7. Knowingly did promote prostitution by encouraging, inducing or otherwise purposely causing another to become or remain a prostitute and/or owning, controlling, managing, supervising or otherwise keeping alone or in association with another a house of prostitution or a prostitution business, contrary to N.J.S.A. 2C:34-1b(2).

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

(Human Trafficking - First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly, did hold, recruit, lure, entice, harbor, transport, provide or obtain, a child under 18 years of age, that is, T.P. born April 28, 2000, to engage in sexual activity, contrary to the provisions of N.J.S.A. 2C:13-8a(3) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Human Trafficking-First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly did hold, recruit, lure, entice, harbor, transport, provide or obtain, by any means, S.S., to engage in prostitution, by causing or threatening serious bodily harm or physical restraint against S.S. or any other person, contrary to the provisions of N.J.S.A. 2C:13-8 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Facilitating Human Trafficking - Second Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015, and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly did procure or attempt to procure a person to engage in sexual activity, or to provide labor or services, whether for himself or another person, knowing that the person provided or to be provided was a victim of human trafficking, or under circumstances in which a reasonable person would conclude that there was a substantial likelihood that the person was a victim of human trafficking, contrary to the provisions of N.J.S.A. 2C:13-9 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Endangering the Welfare of a Child - First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015, and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly, did cause or permit a child, that is T.P. born April 28, 2000, to engage in a prohibited sexual act or in the simulation of such an act, knowing or intending that the prohibited act may be photographed, filmed, reproduced, or reconstructed in any manner, including on the Internet, contrary to N.J.S.A. 2C:24-4b(3) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Endangering the Welfare of a Child - Second Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015, and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly, did distribute an item depicting the sexual exploitation or abuse of a child, that is T.P. born April 28, 2000, by any means, including but not limited to the Internet, in violation of N.J.S.A. 2C:24-4(b)(5) and N.J.S.A. 2C:2-6, and against the peace of the State, the government and dignity of the same.

COUNT SEVEN

(Endangering the Welfare of a Child - Third Degree)

MICHAEL A. MCLEOD

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly engaged in sexual conduct which would impair or debauch the morals of a child under the age of 18, that is by having sexual intercourse with T.P. born April 28, 2000, contrary to N.J.S.A. 2C:24-4a(1), and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Promoting Prostitution - First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly did promote the prostitution of a child under 18, that is T.P. born April 28, 2000, contrary to N.J.S.A. 2C:34-1b(3) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Promoting Prostitution - Third Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly, did promote prostitution by owning, controlling, managing, supervising or otherwise keeping alone or in association with another a house of prostitution or a prostitution business, contrary to the provisions of N.J.S.A. 2C:34-1b(2) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Promoting Prostitution - Third Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly did promote prostitution by encouraging, inducing, or otherwise purposely causing another, that is T.P. and/or S.S., to become or remain a prostitute, contrary to the provisions of N.J.S.A. 2C:34-1b(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

(Promoting Organized Street Crime-First Degree)

MICHAEL A. MCLEOD

DAVID POWELL, JR.

DEMETRIUS J. HAYWARD

and

TYREE D. JETER

between on or about March 15, 2015 and on or about April 9, 2015, at the City of Jersey City, at the City of Bayonne, and at the Town of Secaucus, all in the County of Hudson, elsewhere, and within the jurisdiction of this Court did conspire with others as an organizer, supervisor, financier or manager to promote prostitution in violation of N.J.S.A. 2C:34-1b(3), contrary to the provisions of N.J.S.A. 2C:33-30 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Sexual Assault-Second Degree)

MICHAEL A. MCLEOD

on or about March 15, 2015, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly did commit an act of sexual penetration upon T.P. date of birth April 28, 2000, when she was at least 13 but less than 16 years old, and MICHAEL A. MCLEOD was at least 4 years older than T.P., contrary to the provisions of N.J.S.A. 2C:14-2(c)(4), and against the peace of the State, the government and dignity of the same.

COUNT THIRTEEN

(Criminal Sexual Contact-Fourth Degree)

MICHAEL A. MCLEOD

on or about March 15, 2015, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did commit an act of sexual contact upon T.P. date of birth April 28, 2000, when she was at least 13 but less than 16 years old, contrary to the provisions of N.J.S.A. 2C:14-3b, and against the peace of the State, the government and dignity of the same.

AAG ELIE HONIG
DIRECTOR DIVISION OF CRIMINAL JUSTICE



AAG Elie Honig
Director
NJ Division of Criminal Justice

A TRUE BILL:



Foreperson

Date: 10/1/15