

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ698-17-17

Superior Court

Docket Number

17 - 05 - 00094 - S

FILED

MAY 31 2017

State Grand Jury Judge

STATE OF NEW JERSEY)
v.)
KEVIN CLAYTON)
ALJUQUAN THOMASON)
YASIM SMITH)
NYREEK LOYAL)
JAHOB LOYAL)
NAIM STEWART)
YASIN HAMILTON)
QUASHYNE SEBURN)
TERRANCE SHELLS)
ABDUL BRYANT)
KEVIN LOYAL)
LYONEL FINKLEA)
TYREE OXFORD)
BRYANT HAWKINS)
ELIJAH EVANS)
DARNELL COGMAN)
CHARLIE JONES)
JAHWON CHRISTIAN)
RAMON FINKLEA)
TYRE SORBINO)
RAMADAN DANIELS)
BISHOP JACKSON)
TYREE WILLIAMS)
WALI JOHNSON)
ALQUAN SHELLS)
JOHN DOE, KNOWN AS "SID")
AND)

INDICTMENT

JOHN DOE, KNOWN AS "SHA"

)

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

COUNT ONE

(Conspiracy - Second Degree)

Kevin Clayton

Aljuquan Thomason

Yasim Smith

Nyreek Loyal

Jahob Loyal

Naim Stewart

Yasin Hamilton

Quashyne Seburn

Terrance Shells

Abdul Bryant

Kevin Loyal

Lyonel Finklea

Tyree Oxford

Bryant Hawkins

Elijah Evans

Darnell Cogman

Charlie Jones

Jahwon Christian

Ramon Finklea

Tyre Sorbino

Ramadan Daniels

Bishop Jackson

Tyree Williams

Wali Johnson

Alquan Shells

John Doe, known as "Sid".

and

John Doe, known as "Sha"

who are named as defendants 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, between on or about March 3, 2016 and on or about June 28, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of Possession with Intent to Distribute a Controlled Dangerous Substance, Possession with Intent to Distribute and/or Distribution within 1,000 feet of School Property, Possession with Intent to Distribute and/or Distribution within 500 feet of a Public Property, and Distribution of a Controlled Dangerous Substance, 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 possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2) and N.J.S.A. 2C:35-5c; and

2. Knowingly distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2) and N.J.S.A. 2C:35-5c;

3. Knowingly possess with intent to distribute a controlled dangerous substance, that is fentanyl, a Schedule II narcotic drug, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(5) and N.J.S.A. 2C:35-5c; and

4. Knowingly distribute a controlled dangerous substance, that is, fentanyl, a Schedule II narcotic drug, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(5) and N.J.S.A. 2C:35-5c;

5. Knowingly possess with intent to distribute a controlled dangerous substance, that is heroin and/or fentanyl, in violation of N.J.S.A. 2C:35-5a(1), within 1,000 feet of the Miller Elementary School and/or Louise A. Spencer Elementary School, which are owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7; and

6. Knowingly possess with intent to distribute and/or distribute a controlled dangerous substance, that is heroin and/or fentanyl, in violation of N.J.S.A. 2C:35-5a(1), within 500 feet of the Jesse Allen Park, contrary to the provisions of N.J.S.A. 2C:35-7.1.

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

Kevin Clayton

and

Nyreek Loyal

on or about March 3, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(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

(Distribution of a Controlled Dangerous Substance - Third Degree)

Kevin Clayton

and

Nyreek Loyal

on or about March 3, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 1,000 feet of School Property - Third Degree)

Kevin Clayton

and

Nyreek Loyal

on or about March 3, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1,000 feet of Miller Street Elementary School and/or the Louise A. Spencer Elementary School, which is owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 500 feet of a Public Property- Second Degree)

Kevin Clayton

and

Nyreek Loyal

on or about March 3, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Jesse Allen Park, a public park, contrary to the provisions of N.J.S.A. 2C:35-7.1a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Unlawful Possession of a Weapon - Second Degree)

Kevin Clayton

on or about January 20, 2017, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess a certain weapon, that is, a Glock Model 33 .357 caliber semi-automatic handgun bearing serial number FPY267, 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 SEVEN

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

Kevin Clayton

on or about January 20, 2017, at the City of Newark, in the County of Essex, 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 EIGHT

(Money Laundering - Third Degree)

Kevin Clayton

on or about January 20, 2017, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did transport or possess property, in an amount less than \$75,000, known or which a reasonable person would believe to be derived from criminal activity, that is, KEVIN CLAYTON did transport or possess property, in an amount of approximately \$3,164 in U.S. currency, known or which a reasonable person would believe to be derived from criminal activity, contrary to the provisions of N.J.S.A. 2C:21-25(a), and against the peace of this State, the government and dignity of the same.

COUNT NINE

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

Kevin Clayton

on or about April 26, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and 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 - Third Degree)

Kevin Clayton

on or about April 26, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 1,000 feet of School Property - Third Degree)

Kevin Clayton

on or about April 26, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1,000 feet of Miller Street Elementary School and/or the Louise A. Spencer Elementary School, which is owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 500 feet of a Public Property- Second Degree)

Kevin Clayton

on or about April 26, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Jesse Allen Park, a public park, contrary to the provisions of N.J.S.A. 2C:35-7.1a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Promoting Organized Street Crime - First Degree)

Kevin Clayton

between on or about March 3, 2016 and on or about April 26, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, did conspire with others as an organizer, supervisor, financier or manager to commit the crimes of possession with intent to distribute controlled dangerous substances, in violation of N.J.S.A. 2C:35-5, and/or distribution of controlled dangerous substances, in violation of N.J.S.A. 2C:35-5, and/or distribution of controlled dangerous substances within 1,000 feet of a school, in violation of N.J.S.A. 2C:35-7, and/or distribution of controlled dangerous substances within 500 feet of a public park, in violation of N.J.S.A. 2C:35-7.1a, 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 FOURTEEN

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

Yasim Smith

and

Aljuquan Thomason

on or about March 4, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIFTEEN

(Distribution of a Controlled Dangerous Substance - Third Degree)

Yasim Smith

and

Aljuquan Thomason

on or about March 4, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 1,000 feet of School Property - Third Degree)

Yasim Smith

and

Aljuquan Thomason

on or about March 4, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1,000 feet of Miller Street Elementary School and/or the Louise A. Spencer Elementary School, which is owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, and against the peace of this State, the government and dignity of the same.

COUNT SEVENTEEN

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 500 feet of a Public Property - Second Degree)

Yasim Smith

and

Aljuquan Thomason

on or about March 4, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Jesse Allen Park, a public park, contrary to the provisions of N.J.S.A. 2C:35-7.1a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHTEEN

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

Nyreek Loyal

and

Aljuquan Thomason

on or about March 7, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINETEEN

(Distribution of a Controlled Dangerous Substance - Third Degree)

Nyreek Loyal

and

Aljuquan Thomason

on or about March 7, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 1,000 feet of School Property - Third Degree)

Nyreek Loyal

and

Aljuquan Thomason

on or about March 7, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1,000 feet of Miller Street Elementary School and/or the Louise A. Spencer Elementary School, which is owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY ONE

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 500 feet of a Public Property- Second Degree)

Nyreek Loyal

and

Aljuquan Thomason

on or about March 7, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Jesse Allen Park, a public park, contrary to the provisions of N.J.S.A. 2C:35-7.1a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY TWO

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

Yasim Smith

Yasin Hamilton

and

Nyreek Loyal

on or about March 9, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY THREE

(Distribution of a Controlled Dangerous Substance - Third Degree)

Yasim Smith

Yasin Hamilton

and

Nyreek Loyal

on or about March 9, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY FOUR

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 1,000 feet of School Property - Third Degree)

Yasim Smith

Yasin Hamilton

and

Nyreek Loyal

on or about March 9, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 1,000 feet of Miller Street Elementary School and/or the Louise A. Spencer Elementary School, which is owned by or leased to the Newark Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY FIVE

(Distribution and/or Possession with Intent to Distribute a Controlled Dangerous Substance on or within 500 feet of a Public Property- Second Degree)

Yasim Smith

Yasin Hamilton

and

Nyreek Loyal

on or about March 9, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute and/or distribute a controlled dangerous substance, that is, heroin, in violation of N.J.S.A. 2C:35-5a, while within 500 feet of Jesse Allen Park, a public park, contrary to the provisions of N.J.S.A. 2C:35-7.1a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY SIX

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

Yasim Smith

and

Ramadan Daniels

on or about May 16, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY SEVEN

(Distribution of a Controlled Dangerous Substance - Third Degree)

Yasim Smith

and

Ramadan Daniels

on or about May 16, 2016, at the City of Newark, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, heroin, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(3), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.