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STATE OF NEW JERSEY
COMMISSION OF INVESTIGATION

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IN THE MATTER OF: : STATE COMMISSION
 : OF INVESTIGATION
ORGANIZED CRIME :
SPOTLIGHT: THE PAGANS : PUBLIC HEARING
 :
----- :

DATE: October 23, 2019

TIME: 10:00 A.M.

STATE HOUSE ANNEX
125 West State Street
4th Floor, Committee Room 11
Trenton, New Jersey 08625

B E F O R E:

JOSEPH SCANCARELLA, CHAIRMAN
JOHN HOFFMAN, COMMISSIONER
ROSEMARY IANNAcone, COMMISSIONER
ROBERT BURZICHELLI, COMMISSIONER

A P P E A R A N C E S:

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Counsel to the Commission

GUY J. RENZI & ASSOCIATES
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1 MR. SEGLEM: Good morning, everybody,
2 welcome. I wonder if everybody could disarm their
3 cell phones, put them on mute, whatever, so it
4 doesn't interrupt us as we go forward here.

5 Welcome to our public hearing on this
6 matter. I'd like to first introduce the members on
7 the dais here, members of the commission, to my
8 immediate left is Commissioner John Hoffman, next to
9 him is Commissioner Rosemary Iannacone, next to her
10 is our chairman, Joe Scancarella, next to him is
11 Commissioner Robert Burzichelli. Also up here is
12 Chadd Lackey, who is the the deputy director and
13 chief counsel, and Marian Galietta who led the
14 investigative team in this inquiry.

15 Mr. Chairman, would you like to say a
16 few words.

17 COMMISSIONER SCANCARELLA: Yes. We'd
18 like to welcome you all, and thank you very much for
19 attending this very important hearing. Just so you
20 know, we at the SCI do not do this sort of thing
21 very often, and we don't do it unnecessarily.
22 Public hearings are serious matters, they are
23 reserved for topics that require urgent exposure,
24 topics that implicate public safety, matters that
25 directly impact law enforcement and subjects that

1 need the attention of policymakers.

2 As the director will tell you in a few
3 moments, and as you'll hear from sworn testimony,
4 you will be provided today with facts involving one
5 such urgent matter, as we continue to work to shed
6 light on criminal and unscrupulous activity from one
7 end of the state to the other.

8 Again, my thanks in advance on behalf
9 of the Commission to all of our law enforcement
10 partners who have assisted in this inquiry. We are
11 indebted to you all. And now I'll turn it back to
12 the director.

13 MR. SEGLEM: Thank you, chairman.

14 I' m Lee Seglem, Executive Director of
15 the State Commission of Investigation.

16 One of the SCI's main responsibilities
17 is to investigate the criminal underworld in all of
18 its disturbing dimensions. Our mandate an as
19 independent watchdog agency is unique and much
20 broader than that, of course - we also expose waste
21 and abuse of tax dollars. But it is in the criminal
22 realm that the SCI historically has distinguished
23 itself as a special instrument of government and as
24 a valuable partner to law enforcement.

25 Late last year, in an effort to help

1 the law enforcement community, policymakers and the
2 public at-large to better understand the complex
3 dynamics and challenges presented by the ever-
4 changing landscape of criminal activity, we launched
5 a new investigative project. We call it Organized
6 Crime Spotlight. The goal is to provide
7 authoritative profiles and threat assessments
8 involving every significant criminal enterprise -
9 that is, organized crime broadly defined - impacting
10 New Jersey and the region.

11 Today, we are putting that spotlight
12 on an Outlaw Motorcycle Gang known as the Pagans.

13 In sworn testimony from our
14 investigators and others in law enforcement, as well
15 as from members of the Pagans themselves, you will
16 hear how this so-called club is undergoing a major
17 resurgence, and how that is not good news for anyone
18 concerned with public peace and public safety.

19 It is not a pretty picture.

20 Increased violence, including
21 documented incidents of assaults, shootings and
22 weapons possession all across the State.

23 Extortion of legitimate businesses.

24 Muscle-for-hire debt collection
25 schemes.

1 Ties to traditional organized crime.
2 And, narcotics dealing - primarily
3 methamphetamine - with Pagan members running meth
4 distribution networks sometimes in concert with
5 elements of the Mexican drug cartel.

6 You will also hear that despite the
7 sometimes rough appearance of these guys, they are
8 not at all unsophisticated when it comes to
9 undermining and frustrating law enforcement. Hence,
10 the heightened security you see around you here
11 today. On another level, members of this
12 organization also conduct counter-surveillances at
13 various events, and they use electronic
14 communications devices encrypted to shield their
15 activities from outside scrutiny.

16 The SCI will have more to say about
17 the Pagans and about other groups in the months to
18 come.

19 Meanwhile, we trust that this hearing
20 will be as eye-opening and enlightening for you as
21 the entire investigation has been for us.

22 I'd now like to introduce SCI Counsel
23 Marian Galietta who will call the first panel of
24 witnesses.

25 MS. GALIETTA: Thank you, Director,

1 and members of the Commission. At this time I'd
2 call forward Agent Glenn Pender as well as
3 Investigative Agent Edwin Torres.

4 If we can take a minute and have them
5 sworn in.

6 AGENT GLENN PENDER and INVESTIGATIVE
7 AGENT EDWIN TORRES, after having been first duly
8 sworn, were examined and testified as follows:

9 BY MS. GALIETTA:

10 Q. Thank you. Agent Pender, can you
11 state your full name for us, please?

12 A. Glenn H. Pender.

13 Q. And Agent Pender, where are you
14 currently employed?

15 A. I'm currently employed as a special
16 agent with the New Jersey State Commission of
17 Investigation.

18 Q. And how long have you been with the
19 Commission?

20 A. Five years.

21 Q. Can you tell me a little bit about
22 your background?

23 A. Prior to joining the SCI, I was a New
24 Jersey State Trooper from 1987 to 2012. During that
25 time I worked in various assignments in uniform and

1 plain clothes. I worked on complex and in-depth
2 investigations concerning organized crime such as
3 the families in New York, Philadelphia, and New
4 Jersey. Also, conducted investigations into One
5 Percent Motorcycle Clubs such as the Pagans, Hells
6 Angels, Warlocks, Wheels of Soul. I feel my
7 investigative techniques that I learned and
8 information I learned during that time has helped me
9 in this investigation that I've conducted with the
10 SCI.

11 MS. GALIETTA: Thank you, Agent
12 Pender.

13 BY MS. GALIETTA:

14 Q. Agent Torres, can you state your full
15 name for us, please?

16 A. Edwin Torres.

17 Q. And where are you currently employed?

18 A. New Jersey State Commission of
19 Investigation.

20 Q. Can you tell me how long you've been
21 with the Commission?

22 A. Since August of 2008.

23 Q. Thank you, Agent Torres.

24 Can you tell me a little bit about
25 your background?

1 A. I began my career in law enforcement
2 in 1988 with the Department of Corrections. In 1993
3 I began addressing criminal street gangs at the
4 facility. I was promoted, I've held various titles.
5 Ultimately, I held the title of lieutenant and
6 formed a gang unit with the Juvenile Justice
7 Commission and oversaw gang suppression efforts
8 within the Juvenile Justice Commission in the
9 Attorney General's office. I held various different
10 titles, different task force, investigating gang
11 activity.

12 In 2008 I left the commission and --
13 Juvenile Justice Commission and accepted the
14 assignment with State Commission of Investigation.

15 I'm the current president of the East
16 Coast Gang Investigators Association and a member of
17 the International Association of Motorcycle Gang,
18 Outlaw Motorcycle Gang Investigators.

19 Q. And, Agent Torres, you're, in fact,
20 also a certified court gang expert; is that correct?

21 A. Yes, I am.

22 Q. Agent Torres, we heard a little bit
23 from the director about One Percent clubs, also
24 known as outlaw biker clubs, why did the Commission
25 first undertake this investigation?

1 A. One of the missions of the SCI is to
2 stay current on organized crime today. Organized
3 crime in its most prevalent form today is gangs.
4 The Commission has a long history of examining gangs
5 in New Jersey. In 1993 the Commission held a
6 two-day hearing on gangs and, subsequently, in 2009
7 the Commission had a hearing on gangland behind
8 bars. Also, while primarily we'll be using the term
9 outlaw motorcycle clubs, make no mistake, we're
10 talking about gangs.

11 Q. Now, Agent Torres, what are outlaw
12 motorcycle clubs, these gangs?

13 A. Outlaw motorcycle -- outlaw bikers
14 don't adhere to the norm society, hence, the term
15 outlaw. In 1947 there was a riot in Hollister,
16 California. The American Motorcycle Association
17 stated that their -- that 99% of all bike --
18 motorcycle riders were law abiding citizens, and
19 then the outlaws said that they are the one percent
20 who are not law abiding citizens, hence, the term
21 One Percenter. So they actually wear a patch with
22 the number one percent to kind of denote that they
23 are the one percent that are not the law abiding
24 citizens.

25 Q. Now, Agent Torres, are One Percenters

1 and outlaw motorcycle clubs the same thing?

2 A. Well, not all outlaw bikers are One
3 Percenters, but all One Percenters are outlaws. One
4 Percenters tend to be the more the elite of the
5 outlaw motorcycle world or the higher tier of outlaw
6 bikers.

7 Q. Now, what One Percent clubs currently
8 exist in New Jersey?

9 A. You have the Pagans, Hells Angels
10 Thunderguards, Thug Riders, Outcast, Wheels of Soul,
11 Breed, and Warlocks.

12 Q. Now, of the One Percent clubs that you
13 just mentioned, who are the most prominent here in
14 New Jersey?

15 A. Well, the largest clubs are the Hells
16 Angels and the Pagans.

17 Q. Now, are women allowed to be part of
18 these clubs?

19 A. No, women are not allowed to be a part
20 of outlaw motorcycle clubs.

21 Q. Now, why did the Commission
22 specifically focus on the Pagans Motorcycle Club?

23 A. The Commission focused primarily on
24 the Pagans because of the alarming shift in the way
25 the Pagans were doing their business. There was a

1 new leadership in the Pagans, and there was a
2 different way in the way they were doing business,
3 which no one that does investigations into gangs or
4 bikers had ever seen before. The Pagans have added,
5 roughly, 30 chapters to their organization in just a
6 year's time, and a significant number of their
7 members come and reside in the State of New Jersey.

8 Q. Agent Torres, did you indicate there
9 were 30 chapters added in just a year's time?

10 A. That's correct.

11 Q. Now, in fact, Agent Torres, one of the
12 top leaders of the Pagans Motorcycle Club, a high
13 ranking member, is actually a New Jersey resident;
14 is that correct?

15 A. That is correct. The -- one of the
16 Mother Club members, the vice president of the
17 organization, resides in New Jersey and is here to
18 testify today.

19 Q. Now, Agent Torres, you indicated that
20 a significant number of Pagans live here in New
21 Jersey, can you elaborate on that a little bit?

22 A. Yes. When we look at the number of
23 the Pagans that we have, we notice that the numbers
24 range from anywhere between 150 to 350, so we know
25 that that's a significant number in the population

1 of the Pagans.

2 Q. Now, what did the Commission find
3 during the course of this investigation?

4 A. Well, what the commission was able to
5 find was that we were able to look at the
6 organizational structure of the Pagans, we were
7 looking at the structure, and we were looking at the
8 way they were put together and looking at the
9 violence and what they were actually accomplishing.
10 We were also looking at their involvement in
11 different illicit activity which included narcotics
12 distribution, intimidation and numerous acts of
13 violence. With the rapid expansion of the Pagans,
14 it came violence, of course, that was associated
15 with it, and there's no evidence of it slowing down.
16 The violence that we saw involved assaults against
17 civilians, against rival biker gangs and also
18 amongst their own members.

19 Many law enforcement agencies were
20 aware of this, but they were also having
21 difficulties with suppression efforts and found it
22 challenging. What you're going to hear in this
23 hearing is just a part of the ongoing investigation
24 that the Commission has undertaken.

25 Q. Now, you mentioned a lot of things

1 that we are going to be hearing about today during
2 the course of this hearing, I want to talk about one
3 of the first things you mentioned, the Pagans
4 organizational structure, what can you tell me about
5 that?

6 A. Most biker gangs, or biker clubs in
7 general are based on chapters, a chapter based
8 organization. The mother club is a national club,
9 is responsible for the entire organization. It is
10 responsible for the administration of the club
11 nationwide. There is -- they are the executive
12 group, or the executive chapter, of the
13 organization. They're individual chapters
14 throughout the state and either county or city or
15 regionally, depending upon the area.

16 Q. So, essentially, Agent Torres, there
17 is the Mother Club and then there's other chapters
18 throughout the organization?

19 A. That is correct.

20 Q. Now, can you break down the structure
21 for me of that top club, that national club?

22 A. Right, like, the top club is a
23 chapter, the mother chapter, and then the chapter is
24 a president -- run by president, a vice president, a
25 sergeant of arms, then you have Mother Club members,

1 and then after that it will break down after the
2 Mother Club, you'll have regional, like, you have a
3 POP, some states have a president of presidents,
4 which acts as a liaison between the states and the
5 Mother Clubs, and then you have the chapter
6 presidents, which are known as diamonds, then the
7 regular members and the regular roles within the
8 chapters.

9 Q. Now, Agent Torres, that national club,
10 that Mother Club, they set the rules and standards
11 that are implemented throughout this entire
12 organization; is that correct?

13 A. That is correct, the Mother Club rules
14 all the other chapters.

15 Q. Now, I want at this time to mark
16 exhibit PMC-17 in its entirety.

17 (At which time, PMC-17 was marked for
18 identification.)

19 MS. GALIETTA: I'm going to look up at
20 first PMC-17A.

21 BY MS. GALIETTA:

22 Q. I want to take a minute and go through
23 what this exhibit will show.

24 Agent Torres, if you can walk us
25 through this exhibit, explain the different roles

1 that exist within the Pagans Motorcycle Club and
2 what each one of those roles entails, starting first
3 with the national president.

4 A. So the national president of the
5 entire organization controls the entire
6 organization. He's the shot collar and CEO of the
7 organization, the diamond.

8 Here, the vice president, who's the
9 second, of course, to the president who will assume
10 roles of the president, of course. You have the
11 sergeant of arms to enforce the rules, the treasurer
12 who's the money man, after which will come the
13 Mother Club members.

14 Mother Club members are responsible
15 for significant regions and they have certain areas
16 of responsibility that they will handle. After
17 which, you have a president of presidents in certain
18 states, and then, of course, the individual chapter
19 president's within each state.

20 Q. Now, Agent Torres, what else do we
21 have part of the organizational structure for the
22 Pagans that we don't necessarily see up on this
23 chart?

24 A. Well, something that you wouldn't see
25 would be the support clubs, would be the other thing

1 you would see. Support clubs are biker clubs that
2 aren't necessarily -- they don't wear the Pagan
3 colors, but they are beholden to the Pagans and
4 they'll wear Pagans support patches to denote that
5 they are beholden to the Pagans and they provide
6 financial support to the Pagans, as well.

7 Q. Now, where do prospects fit into this
8 chart?

9 A. So prospects are individuals who want
10 to become part of the Pagans or wanted to become
11 part of the biker club, each biker club will have a
12 certain amount of time that an individual will have
13 to prospect in order to prove their worthiness to
14 become part of the club, and it ranges from each
15 club differently and that person will not have an
16 opportunity to wear all the colors of the patch that
17 we will see later on, or the cuts. And that's
18 someone who is striving to become part of the club.

19 Below the prospect it would be a
20 hang-around, someone who hangs around the club, they
21 may not have made a decision to become part of the
22 club yet, and, also, someone prospecting, they are
23 actually going to be looked into to find out whether
24 that person is worthy enough or has bonafides to
25 become a Pagan member.

1 Q. Agent Torres, looking up at PMC-17A,
2 here, it seems pretty structured, pretty organized,
3 how organized is this group actually run?

4 A. This is very well organized. Contrary
5 to popular belief or what you may see in the media,
6 of guys just hanging out partying and drinking, and
7 we're just a bunch of fellows having a good time,
8 this is a well run organization. It is a criminal
9 enterprise, by no other terms. They have organized
10 meetings. They have mandatory runs. There are
11 weekly meetings, and when they meet they are called
12 church. They have an encrypted communication
13 process to make sure that the information is not
14 being shared by anyone. So they are very particular
15 in how they do their business to protect the
16 organization and protect the club.

17 Q. So, essentially, Agent Torres, these
18 high ranking members of the Pagans national club,
19 they are not just figure heads, they are actually
20 making decisions that are implemented throughout
21 this entire organization; is that right?

22 A. Absolutely. They know exactly what's
23 going on throughout the entire organization. There
24 are certain things that Mother Club members will
25 handle, and that they are specifically entitled to

1 handle. And then there are certain things the only
2 the president and the vice president will handle and
3 can only sign off on.

4 Q. And who are the vice president -- the
5 national vice president and the national president
6 of the Pagans Motorcycle Club?

7 A. The national president is an
8 individual by the name of Keith Richter, also known
9 as "Conan", and the national vice president is Hugo
10 Nieves also known as "Zorro", who is here today.

11 Q. Now --

12 MS. GALIETTA: Thank you, Agent
13 Torres.

14 BY MS. GALIETTA:

15 Q. Agent Pender, how do these decisions
16 from the National -- from the Mother Club reach the
17 entire organization?

18 A. To sum it up in one word, meeting.
19 They have the Pagans organization set up both an
20 annual mandatory meeting and weekly meetings. My
21 colleague, Mr. Torres, alluded to the word "church",
22 and that would be the weekly meeting at a chapter
23 level, and what this ensures is face-to-face
24 communication between its members. And another way
25 to ensure that messages are getting to the chapters

1 back between the national chapters and the state
2 chapters are liaisons set in place, and it's called
3 a POP --

4 MR. SEGLEM: Excuse me, Investigator,
5 can you turn your microphone on?

6 MR. PENDER: That would be a POP,
7 president of presidents, again, this is to ensure
8 that the information is flowing back and forth
9 between the chapter and the state leadership and the
10 national leadership.

11 BY MS. GALIETTA:

12 Q. And, Agent Pender, what you mentioned
13 was weekly meetings as well as annual meetings that
14 are put in place for this communication effort; is
15 that correct?

16 A. Correct.

17 Q. Now, why the face-to-face
18 communications?

19 A. The most logical reason is to avoid
20 law enforcement scrutiny. They put limitations in
21 place that controls how members can communicate with
22 each other, obviously, face-to-face, which we
23 discussed, and another way is that if they are going
24 to use electronic communications, they must use
25 what's called an encrypted app, or WhatsApp, on

1 their cell phones. Encrypted means that at this
2 time law enforcement does not have the capabilities.
3 Traditionally, law enforcement could tap a phone and
4 listen to conversations, but with these -- with this
5 WhatsApp, which is the most common one out there,
6 it's encrypted and there is no law enforcement
7 capability at this time to tell what they are
8 talking about.

9 Q. Agent Pender, can you give us an
10 example of why they would use these encrypted apps?

11 A. Yeah, the Commission learned one
12 example where a situation arose where the club
13 normally would have retaliated against an individual
14 who had assaulted, physically assaulted, and
15 verbally assaulted a Pagan member. The Pagan member
16 failed to use proper channels to notify the
17 leadership about the assault, and because he did so,
18 described it as he used open text messaging and
19 because he did so, the leadership said they couldn't
20 retaliate because this could lead to implications
21 that the whole organization was involved in as
22 retaliation or such things like a RICO charge. So
23 they did not retaliate, they let the situation go.

24 So if properly used, what he was
25 supposed to do, then it could have led to someone

1 being injured or hurt.

2 MS. GALIETTA: Thank you, Agent
3 Pender.

4 BY MS. GALIETTA:

5 Q. Agent Torres, what's kinds of things
6 could help an individual identify someone as a
7 Pagans motorcycle member?

8 A. All outlaw members -- outlaw
9 motorcycle members are aware of what's called as
10 cuts, rags, or the colors, it's usually a jean
11 jacket, you'll see on the screen here, it is either
12 a jean jacket or a leather jacket, sleeves cut off.
13 They wear a three-piece patch, the top rocker will
14 say Pagans, in this particular case. In the middle
15 you'll see the fiery Norse God, a Surtr, carrying
16 the sword of twilight. Underneath, the bottom
17 rocker says, East Coast. In the middle, in between,
18 is MC for motorcycle club. The bottom rocker east
19 coast is relatively new, that is because of the new
20 president "Conan" denoting that they are taking over
21 the East Coast.

22 Q. It's a sign of dominance; isn't that
23 right, Agent Torres?

24 A. That's correct, and the primary color
25 of the Pagans is blue.

1 Q. Now, what you were referring to while
2 you were explaining this is PMC-17B; is that
3 correct?

4 A. That's correct.

5 Q. Now, looking at PMC-17C, the next
6 exhibit, which, for the record, is a slide show, can
7 you tell us a little bit about what we're going to
8 see here?

9 A. We're going to see some colors on cuts
10 what's called flash. Flash is patches that were
11 worn on the front of the vest, on the sides, has
12 different sayings or markings to represent the
13 Pagans.

14 In the first photograph you're going
15 to see on the back of the vest the One Percent patch
16 with the diamond, this is significant because this
17 denotes this is an individual is a chapter
18 president. Chapter presidents are often referred to
19 as a diamond. The next photograph you will see the
20 flash on the front of the vest, or the cuts, it say
21 GFFD, "God Forgives Pagans Don't". The next one you
22 will see PFFP, "Pagans Forever, Forever Pagans".

23 Here this is a typical T-shirt
24 support, support T-shirt, 16 is Alpha numeric number
25 for the letter P, showing your support for the

1 Pagans, the Pagans nation. This one, this cut's
2 significant as well, because this individual has a
3 number 13 beneath the Surtr. The 13 denotes that
4 this individual is a member of the Mother Club, it
5 means that he's part of that upper echelon executive
6 controlling part.

7 On this one, this photograph here,
8 what looks to be a cross is actually the sword
9 twilight tattooed on the individual's face.

10 Q. And what about this next photo here?

11 A. In this photograph, this individual
12 has the Norse God Surtr tattooed on the back of his
13 head, MC for motorcycle club, and you also see the
14 One Percent diamond above the Pagans cloud denoting
15 that he's a chapter present.

16 Q. And how about this last shirt up here?

17 A. Another symbol or T-shirts, support
18 shirt, "Breaking Laws and Breaking Jaws Since 1959",
19 the 16 Nation, referring to the Pagans, of course,
20 the P's. 1959 is the founding date of the Pagans
21 when they were founded in Prince George County,
22 Maryland.

23 Q. Now, Agent Torres, you've gone over a
24 little bit about how we can help identify the Pagans
25 who the Pagans are. I want to take a second and

1 talk about what the Commission found during this
2 investigation as it relates to their expansion,
3 their rapid expansion, what can you tell me
4 nationally?

5 A. Well, nationally, it's clear, they
6 want to take over the entire east coast. It's the
7 change in the paradigm, in the dynamics, you know,
8 Pagans were kind of known to be kind of more
9 nomadic, but now they've laid stake of the claim.
10 They traditionally, in the East Coast area, they had
11 a strong hold in the Tri-State area, but now they're
12 expanding all the way from Florida and now moving
13 out west as well.

14 In New Jersey, it's going to be hard
15 to find a county where you don't have a Pagans
16 presence, or where somewhere in a county where they
17 are not trying to establish a chapter, you know, as
18 far north as Bergen County, where before they were
19 big in -- far north as Elizabeth and south, but now
20 they are going as far north as Bergen and the rest
21 of the entire state. There is currently as many as
22 17 chapters, their chapters in New Jersey in the
23 last three years have grown by 50%.

24 Q. Now, what have they done regarding
25 their traditional rules of recruitment?

1 A. Well, for a time, you know,
2 traditionally, you would prospect for a long time,
3 there was a period during that rapid expansion that
4 they were allowing people to simply pay for their
5 colors, so that was -- that was seen as totally
6 different era, almost abnormal, you know, people
7 were paying \$500 or 500 to \$1,000, we even -- we
8 found just to get their colors, that you would go to
9 a party and you get your cuts, and that was just
10 something that was traditionally never heard of
11 before.

12 Q. Now, Agent Torres, you are a
13 recognized court gang expert is this information,
14 this shift in how they have been operating, is that
15 alarming for you to hear?

16 A. Yes. Because not only for me but even
17 for those who have been investigating motorcycle
18 gangs a lot longer than I have. You know, it's a
19 change in the way they do business, and it's
20 alarming to see such a drastic change in a short
21 amount of time. The face of the Pagans has,
22 literally, changed. No one has seen such a change
23 occur in such a short amount of time, but all this
24 occurred with the new president.

25 BY MS. GALIETTA:

1 Q. Now, Agent Pender, we have heard a
2 little bit about their rapid expansion, I want to
3 shift gears and talk about some of the illicit
4 activity that the Commission has found when looking
5 into the Pagans, specifically narcotics?

6 A. Yes. The Commission found evidence of
7 narcotics distribution, specifically the
8 distribution of methamphetamines.

9 Q. Now, Agent, the link between
10 methamphetamines and the Pagans is not necessarily
11 new; is that correct?

12 A. No, not at all. Historically the
13 Pagans have been involved in distribution and
14 manufacturing of methamphetamines, commonly known in
15 the past as biker meth or P2P meth. However, more
16 recently, crystal methamphetamine has become the
17 drug of choice for the methamphetamine addicts and
18 dealers alike.

19 Our investigation has found that the
20 Pagans are moving away from manufacturing meth, but
21 not away from distribution of meth. Several of the
22 Pagans distributors that the Commission identified
23 were not manufacturing their own product. Multiple
24 sources have indicated the Pagans, instead, are
25 receiving their supply from the Mexican Cartel.

1 This is alarming. This new alliance makes the
2 Pagans even more dangerous.

3 Q. Now, can you explain the current trend
4 of moving away from manufacturing methamphetamines?

5 A. Yes. During the eighties and
6 nineties, methamphetamines abuse increased, and, as
7 a result, small homemade meth production facilities
8 and/or clandestine labs serves in rural areas of the
9 country, including New Jersey. Over the years super
10 labs based in Mexico and, to a lesser extent,
11 California, are the primary sources of crystal meth
12 seen today.

13 The crystal meth is smuggled into
14 United States through commercial vehicles equipped
15 with hidden compartments, public transportation,
16 drug couriers, shipping companies, such as Federal
17 Express, UPS, and even through the U.S. mail. As I
18 stated, we are seeing less arrests from
19 manufacturing facilities, but not necessarily seeing
20 less arrests for distributing meth.

21 Q. Now, what did the Commission find
22 regarding the distribution of narcotics,
23 specifically methamphetamines?

24 A. During our investigation, the
25 Commission has spoken to several members, both

1 current and former, and, also, associates of the
2 Pagans Motorcycle Club. Through them, the
3 Commission has learned about the dozens of members
4 who are involved in narcotics distributing
5 throughout almost every New Jersey chapter that we
6 have identified.

7 For example, we learned about a Pagans
8 involvement in a meth operation that moved over
9 50 pounds of meth per month. The SCI also learned
10 that those individuals looking to buy meth know to
11 get it from the Pagans. According to information
12 gleaned from a confidential source, employees of a
13 Gloucester County adult entertainment establishment
14 are aware of methamphetamines distributing occurring
15 in the establishment's bathroom. According to the
16 source, one employee at the location is a known
17 Pagan associate, and the source further revealed
18 that an employee of a cleaning company contracted to
19 clean the facility located and found
20 methamphetamines in the bathroom ceiling.

21 In addition, the source advised that a
22 meth addict and frequent customer of the
23 establishment, was purchasing his methamphetamines
24 from several different Pagans inside of the adult
25 entertainment store.

1 Q. So, Agent Pender, essentially, what
2 you are finding is that the Pagans are moving away
3 from cooking methamphetamines, but they are not
4 moving away from selling it? And, in fact, those
5 who want meth out on the street know to go get it
6 from the bikers?

7 A. Yes, that's correct, that's what we
8 are finding.

9 Q. Now, I want to take a minute and talk
10 about some of the other illicit activities the
11 Commission found beyond narcotics distribution that
12 came across -- that the Commission came across
13 during the investigation?

14 A. Sure. You'll hear examples today
15 about the Pagans being hired by various groups for
16 protection, intimidation, muscle for hire, and
17 illegal transfer of firearms, traditional organized
18 crime, debt collection, assaults and outright
19 violence.

20 Q. Now, Agent Pender, it was mentioned
21 earlier that the Pagans Motorcycle Club is an all
22 male club; is that right?

23 A. Yes. All outlaw motorcycle clubs are
24 male only clubs, women cannot be members.

25 Q. Now, despite the fact that women

1 cannot be members of these clubs, did the Commission
2 have an opportunity to take a look at what their
3 role is within this organization?

4 A. Yes, we did. We found that, although
5 they are not members, the women are often used to
6 pick up and transport narcotics, transport firearms,
7 and to relay messages by those who are incarcerated.

8 Q. Now, I want to take a minute and talk
9 about what the Commission has learned with regards
10 to the violence that's associated with the Pagans
11 Motorcycle Club.

12 A. Yes, of course. During today's
13 hearing you'll hear testimony that will go into
14 detail about the violence associated with the
15 Pagans. There have been incidents almost every
16 month, on average, the Pagans are involved in
17 anywhere from one to five violent incidents every
18 month, and those are just the incidents that have
19 been documented. There are many more incidents that
20 we learned of, however, that were not officially
21 reported. They range from assault of rival members
22 in broad daylight in public areas to high speed
23 chases and shots fired in residential areas in the
24 middle of the night.

25 Q. Now, Agent Pender, based on what you

1 are saying, has the Commission reached out and
2 talked to various other law enforcement agencies in
3 New Jersey about some of the suppression efforts
4 that have taken place to help combat what's
5 happening?

6 A. Yes.

7 Q. What has the Commission learned in
8 speaking with those various agencies?

9 A. They learned that the numerous law
10 enforcement agencies are visibly seeing a growing
11 Pagan presence in their areas and are finding many
12 Pagan members that are involved in multiple criminal
13 activities. However, law enforcement agencies are
14 finding it challenging to combat the Pagans, as they
15 are facing various issues like active counter
16 surveillance being conducted by the Pagans
17 motorcycle members, and, also, because many agencies
18 are reluctant to share information.

19 Agencies have stated to the Commission
20 that sensitive information is being leaked back to
21 Pagan's organization. This Commission has found
22 links between those who have access to sensitive
23 information and have ties to affiliations of the
24 Pagans.

25 Q. Now, you mentioned earlier counter

1 surveillance, what kind of counter surveillance are
2 we talking about here?

3 A. For example, at large rallies where
4 there is a lot of presence of civilians and other
5 support groups, they will put their members into the
6 crowd to attempt to identify law enforcement
7 undercovers. They have also been known to deploy
8 drones in the air to cover those same events to
9 counter what law enforcement is doing.

10 Q. Now, has the Commission spoken to
11 agencies outside of New Jersey?

12 A. Yes, multiple states, including Puerto
13 Rico.

14 Q. What has the Commission learned from
15 those agencies?

16 A. There is a Pagan activity going all
17 over the states in which there is a Pagan's
18 presence. New Jersey holds a significant number of
19 the members, so they have a significant impact in
20 our state.

21 During the course of the Commission's
22 investigation, it was receiving real-time
23 information of Pagans' expansion to Puerto Rico.
24 The Commission was able to work closely and share
25 information with the local law enforcement about

1 those chapters.

2 Q. Now, Agent Pender, what is the
3 potential impact from New Jersey if these various
4 agencies don't find an effective and safe way to
5 communicate essential and sensitive information?

6 A. I think the number one impact is
7 safety for law enforcement and the general public.
8 It can -- it all can prolong suppression efforts and
9 it could be very detrimental to future criminal
10 investigations of the Pagans.

11 You have to understand, travel by the
12 Pagans Motorcycle Club between states is often,
13 frequent, and basically mandatory because of the way
14 they are set up. So while New Jersey may hold a
15 significant number of members, they still must be
16 vigilant that the presence of hundreds of additional
17 members who could be within the state in a matter of
18 hours.

19 Q. Now, Agent Pender, during the course
20 of this investigation, did the Commission have an
21 opportunity to speak with members of the Pagans
22 Motorcycle Club who provided insight as to how this
23 club operates?

24 A. Yes. The Commission spoke to several
25 members, both former and current. Some of these

1 individuals we spoke with include a fairly recent
2 member who provided an inside snapshot into the
3 Pagan club, while another explained some of his
4 prospecting time with the club.

5 MS. GALIETTA: I want to mark, for the
6 record, Exhibit PMC-17E, it's going to be an audio
7 clip.

8 BY MS. GALIETTA:

9 Q. Tell me a little bit about what we are
10 going to hear in this audio clip?

11 A. Yes. This clip is from an individual,
12 who joined in the last two years and provided
13 information on how things have changed with the new
14 leadership. This member explains what the clubs
15 stated they could provide for him, some of the rules
16 that are associated with the organization. He
17 discussed personal information that he had to
18 provide when joining the club that allowed the club
19 to have leverage over its members. He explained the
20 mandatory meetings and some of the topics that were
21 discussed, specific rules about evading law
22 enforcement, again, showing what Agent Torres was
23 saying, they are a very organized group.

24 MS. GALIETTA: Now, at this time the
25 Commission will play a prerecorded clip taken in

1 early 2019. For the safety and protection of those
2 that have cooperated, the voices of individuals that
3 would be heard throughout the course of this hearing
4 have been disguised.

5 At this time if we can play PMC-17E.

6 (At this time an audio clip is being
7 played.)

8 MS. GALIETTA: Now, Agent Torres, we
9 heard in this audio clip that you could be killed
10 for being out bad, what does that mean to be out
11 bad?

12 AGENT TORRES: Out bad is the term
13 they use when you are kicked out of the club, it's
14 the worst form of being kicked out of the club and
15 the worst punishment for being out bad is, of
16 course, being killed.

17 MS. GALIETTA: Now, at this time I
18 want to mark PMC-17F, which is also an audio clip.

19 Tell me, Agent Pender, what are we
20 going to hear in this clip?

21 AGENT PENDER: This clip is from a
22 member explaining his prospecting time with the
23 club, what he had to do to earn his color. In
24 particular, he'll talk about having to conduct a
25 manhunt for another biker with orders to kill him on

1 sight.

2 MS. GALIETTA: At this time the
3 Commission will play PMC-17F.

4 (At this time an audio clip is being
5 played.)

6 BY MS. GALIETTA:

7 Q. Now, Agent Torres, you and Agent
8 Pender have given us a little bit of an overview of
9 what we are going to hear throughout the hearing. I
10 want to dive into that first topic that you talked
11 about, the Pagans Motorcycle Club growth. Their
12 rapid expansion, let's talk about how this
13 organization is growing.

14 What is the current size of the Pagans
15 organization?

16 A. Well, with that being said, currently,
17 there's about 900 members in the entire Pagan
18 organization with about 95 chapters spanning 12
19 states with three chapters in Puerto Rico.

20 The numbers are constantly changing,
21 and it will change day to day. So that's one of the
22 issues, you know, we don't know from day to day what
23 the numbers will be, how many chapters they have,
24 etcetera. Unlike other motorcycle -- outlaw
25 motorcycle clubs they don't tend -- they tend to not

1 have a physical chapter house or building, they'll
2 meet in different establishments to hold meetings,
3 etcetera.

4 Say, for example, like the Hells
5 Angels. Hells Angels have a chapter house, a
6 building, they meet at. You can Google it in New
7 Jersey and find exactly where they meet. Pagans
8 tend not to have a chapter house in any particular
9 area.

10 Q. Now, in recent history, is this the
11 first time that Pagans have had a chapter outside of
12 the US mainland?

13 A. Yes.

14 Q. Now, I want to take a look at exhibit
15 PMC-17G, what does this map represent, Agent Torres?

16 A. This represents the states in which
17 they're established chapters for the Pagans on the
18 Eastern Seaboard.

19 Q. As you can see, Agent Torres, it looks
20 like most of that Eastern Seaboard is lit up in
21 blue; is that correct?

22 A. That's correct.

23 Q. Focusing on New Jersey, what kind of
24 stronghold do the Pagans have here in New Jersey?

25 A. Well, it's pretty significant, I mean,

1 they dominate most of the State of New Jersey. Back
2 in 2016, they only had 10 chapters, now they are
3 looking at 17 chapters, maybe more. Primarily they
4 were South Jersey, now they are going into North
5 Jersey and as far north as Bergen County.

6 Q. Now, it's been a long time since the
7 Pagans had a presence in North Jersey; is that
8 correct?

9 A. That is correct. The last time that
10 we were aware of them having a significance presence
11 in North Jersey was in 2009.

12 Q. Now, are there any concerns with the
13 Pagans making their presence known in North Jersey?

14 A. Yeah, there is concerns, because,
15 typically, North Jersey is considered a Hells Angels
16 holdout -- stronghold, so as the Pagans move into
17 North Jersey, it will create confrontations -- we
18 have already seen confrontations between the Pagans
19 and the Hells Angels. And, as they continue to move
20 into North Jersey, there is going to be more
21 confrontations which will undoubtedly lead to
22 violence, or more violence.

23 Q. Now, how significant are the current
24 numbers of the organization from what they were just
25 a few years ago?

1 A. It's very significant. I mean, you've
2 seen a rapid expansion, rapid growth. Normally with
3 biker clubs, you don't see that big of a growth over
4 any period of time, it's a slow growth process just
5 because they are much more selective, I guess, in
6 the way they grow the members. They are even -- we
7 started seeing merchandise referring to it as a blue
8 wave, you know, and the blue being, of course, the
9 Pagans color and them wearing bandanas as their
10 quote/unquote, blue wave is crushing over the East
11 Coast.

12 Q. Now, what has changed in their
13 recruitment style to assist them in this blue wave
14 that they are calling it?

15 A. Well, during the -- that really rapid
16 growth of expansion, one of the things that changed
17 was the paying for cuts and colors, paying for the
18 cuts, that was something that no one had ever really
19 heard of or seen before. Prospect period took a
20 long time. We had received information that you are
21 going to, quote/unquote, go to parties and guys were
22 coming in, plain individuals, and walking out with
23 cuts. And we also had heard that they were patching
24 over entire One Percent clubs or support clubs into
25 the Pagans organization. We also had received

1 information and learned that they were patching in
2 former members of street gangs into the Pagans.

3 Q. Now, you mentioned cash for colors,
4 essentially, you explained a little bit, but what
5 exactly does that mean? Can you just literally walk
6 into a party, pay somebody, and walk out a Pagan
7 member? What does that mean?

8 A. Yes, that is information we received,
9 that you can walk in, pay for your colors with
10 little or no prospect times, and that was a
11 departure from what was considered traditional OMG
12 methods and how you would prospect into a club, and
13 that, actually, led to some, what we had heard,
14 consternation, or some difficulties, within the
15 club, people were objecting to how that was being
16 done, because it was a departure from tradition.

17 Q. Now, what about street gangs, you
18 mentioned taking individuals from street gangs, what
19 do you mean by that?

20 A. Well, traditionally, outlaw motorcycle
21 clubs don't see themselves on the same level as
22 street gangs. They see themselves as a cut above.
23 So when they start taking in street gang members, it
24 lead to another point letters another part of
25 consternation, or difficulties, because traditional

1 bikers don't see themselves on the same level of
2 street gangs. So when they brought in these guys,
3 it was another thing that we had learned that was
4 amongst the old traditional bikers, something that
5 they didn't either appreciate or agree with.

6 Q. Now, what or who is the reason for
7 this blue wave, for this sudden push of new members?

8 A. Everything leads back to when Keith
9 Richter, "Conan" became the president of the
10 organization in, we believe, 2019, he had been
11 Mother Club member for a while, but when in 2018,
12 beginning of 2018, he became president of the Pagan
13 nation.

14 Q. Now, "Conan", Mr. Richter, was not new
15 to the club in 2018, correct?

16 A. No, I mean, he was not, he had been a
17 sergeant of arms at one time. He had done a
18 significant amount of time in a federal prison
19 after -- for an attempted murder and racketeering
20 charge, he got out in 2012. 2015 he came back to
21 the Mother Club. He held various positions, and in
22 2018 he assumed the role of national president.
23 And, at that time, around that time, that's when the
24 East Coast rocker came into effect on the Pagans
25 vest. Now, up until that time the Pagans never had

1 a bottom rocker.

2 Q. Now, Agent Torres, you mentioned
3 earlier, also, that the Commission had information
4 that they were taking -- the Pagans were taking
5 members of the street gangs, what evidence is the
6 Commission seeing to show this?

7 And I want you to take a look at
8 PMC-17I.

9 A. This photograph is of an individual
10 wearing Pagan cuts and colors, and on his arm he has
11 a tattoo which is traditionally worn by blood street
12 gang members, MOB, stands for Member of Blood.
13 Below his tattoo he has GFDP, God Forgives, Pagans
14 Don't.

15 Q. So, essentially, at some point in time
16 this individual was a member of the Bloods and,
17 obviously, now at the time this photo was taken,
18 he's a member of the Pagans; is that correct?

19 A. That's correct.

20 Q. Now, what other notorious street gangs
21 has the -- have the Pagans recruited from?

22 A. The Commission learned that the other
23 Pagan members are former Latin Kings, Crips and
24 members of Ñeta.

25 Q. Now, has this inclusion or -- the

1 inclusion of these more nontraditional members
2 caused any internal issues within the club itself?

3 A. Yes, while not considered a white
4 supremacist organization, they seem to lean and
5 recruit -- or lean to and recruit from white
6 supremacist organizations. As you heard from one of
7 the earlier -- the individual said, when you go to
8 prison, you join the Aryan Brotherhood, so now you
9 have them recruiting from street gang members, which
10 are more diverse than, say, white supremacist groups
11 and the individuals were brought into clubs, some
12 traditional biker members -- some don't agree with
13 it, and they saw this as a departure from the way
14 they were typically operating.

15 Q. Now, are there still any exclusions as
16 to who can be a member of the Pagans Motorcycle
17 Club, their gang?

18 A. Yes. You cannot be black, say African
19 American, and join the Pagans. You can be dark
20 skinned or black Latino, but you cannot be, per se,
21 black.

22 Q. Now, I want to introduce PMC-17K,
23 which is an audio clip, for the record.

24 Agent, what is this that we are going
25 to hear in this clip.

1 A. This is a Pagan who was describing
2 that particular point in the club about the
3 diversity issue and not allowing individuals who are
4 black into the club.

5 MS. GALIETTA: Now, at this time I
6 want to play PMC-17K.

7 (At this time an audio clip is being
8 played.)

9 BY MS. GALIETTA:

10 Q. Now, Agent Torres, despite some of the
11 unhappiness of some of the older members, with the
12 new recruitments coming in, as recent as September
13 there were still hundreds of Pagan members here in
14 the State of New Jersey at an event called Roar to
15 the Shore; is that correct?

16 A. Yes, it is.

17 Q. Can you tell me a little about that
18 event?

19 A. Sure. Roar to the Shore is a biker
20 enthusiast event that occurs in Wildwood, New Jersey
21 in Cape May County. It occurs in September every
22 year. It has become a mandatory event for the
23 Pagans, that means that there is a representative
24 from every state chapter there. Mandatory run for
25 most of the Pagans in New Jersey. They bring their

1 family members there, it's a huge event. It's known
2 in the biker world, outlaw biker world, as a Pagan
3 event.

4 Q. Now, I want to introduce PMC-17L, what
5 is this a photo we're looking at?

6 A. This is an area between two of the
7 main hotels in which the Pagans congregate at during
8 the Roar to the Shore. It is the known -- it is the
9 headquarters, if you will, of where all their
10 activity takes place. The tents is where they sell
11 their merchandise and where they make a lot of their
12 revenue at, and this is where all their significant
13 events occurred during that week period at Roar to
14 the Shore.

15 Q. Now, Agent Torres, this photo has a
16 lot of individuals in what you are calling this
17 headquarters area, all of those members are either
18 Pagan members or Pagan associates; is that correct?

19 A. That is correct.

20 Q. No one goes beyond that point unless
21 they are a member or an associate?

22 A. Yes. There is security established by
23 the Pagans to make sure no one goes into that area
24 unless you're allowed or authorized by the Pagans.

25 Q. What was so significant about this

1 year's Roar to the Shore?

2 A. Well, this year's Roar to the Shore
3 was significant in that the national president was
4 not seen at the more public events or any of the
5 public events. The vice president, who is here, was
6 running the show. So, at the time, we believe he
7 was acting as the national president, that was
8 pretty significant for that particular Roar to the
9 Shore.

10 Q. Now, one of the more significant
11 events that occurs at Roar to the Shore is what's
12 known as this public patching in ceremony; is that
13 correct?

14 A. That is correct.

15 Q. Now, I want to take a look at
16 exhibit -- marked exhibit PMC-17M, this is a video
17 clip. What are we going to see in this video clip?

18 A. In this clip you're going to see
19 the -- it's the culmination, or the very end of a
20 patching in event, all the top tiers, most of the
21 Mother Club members, and diamonds, or chapter
22 presidents. This event was led by the national vice
23 president, Hugo Nieves, "Zorro". Next to him is
24 Luis Arocho, a Mother Club member, who was also
25 subpoenaed to speak here today. In the patching in,

1 you know, they read instructions, they told them
2 you're now a member, the significance of being a
3 Pagan member. After which, we believe someone will
4 shout out, I believe, the sergeant of arms, Mother
5 Club member, says who are we, and the response is
6 Pagans nation. And then I believe Mr. Arocho will
7 say, smile to the cameras, referring to law
8 enforcement, and they wave, and we wave back, of
9 course.

10 MS. GALIETTA: Now, at this time I
11 want to play exhibit PMC-17M.

12 (At this time a video is being
13 played.)

14 MS. GALIETTA: Thank you, Agent Pender
15 and Agent Torres, I'll turn it over to the
16 commissioners, if they have any additional questions
17 on the topics we've discussed so far.

18 COMMISSIONER SCANCARELLA:
19 Commissioners? Commissioner Burzichelli?

20 COMMISSIONER BURZICHELLI: Good
21 morning, thank you for appearing and thank you for
22 your work.

23 I'm curious about the structure, the
24 organizational structure and the money component of
25 the Pagans, could you explain more for us and focus

1 on the drug aspects, because you spent some time on
2 the methamphetamines distribution, how does the
3 money flow and does it flow up into the
4 organization, like you would find in a typical, for
5 example, in the Mafia, for example, the lower people
6 collect the money, it gets fed up into the
7 organization, what exactly is the money component to
8 this group, if you can tell us?

9 MR. PENDER: Well, what we've found is
10 that the leadership's collecting anywhere from a
11 quarter of a million to half a million dollars in
12 cash from its New Jersey members. This is depending
13 on the number he used, the high-low member of the
14 membership. They gain this through weekly dues
15 which they are required to pay per week, I think
16 it's \$25 a member per week, also, through paying for
17 their colors, cuts or vest. We've had -- we have
18 information anywhere from \$600 up to \$1,200, we
19 heard, that people have paid for these colors or
20 cuts or vests. They sell merchandise at their
21 events, Pagans merchandise, and all this money flows
22 up to the state chapter leadership and then through
23 to the national.

24 COMMISSIONER BURZICHELLI: What about
25 the proceeds from the drug transactions, where does

1 that go?

2 MR. PENDER: That is a good question
3 and we are working on that. We don't have the
4 answers for you for that at this time, but we are
5 pursuing it. And in our next panel, I think, we
6 will be able to explain a little bit more about it,
7 but it's not as cut and dry as the merchandise, the
8 money and the weekly dues, where that money is
9 going.

10 COMMISSIONER BURZICHELLI: Thank you.

11 COMMISSIONER SCANCARELLA:
12 Commissioner Hoffman?

13 COMMISSIONER HOFFMAN: Thank you for
14 your testimony. Where do the support clubs fit in
15 with the Pagan Organization?

16 MR. TORRES: Commissioner, good
17 morning, as it sounds, support clubs are exactly
18 that, they support the organizations. They'll
19 support them not only in terms of the activities
20 that the biker clubs, all biker clubs, will do, all
21 biker clubs -- all One Percent clubs will have
22 support clubs, and they support them as far as their
23 activities, their runs, parties, et cetera, and that
24 support will come in terms of financial and physical
25 support, and will also support them if there is any

1 type of situations that they need to be in. So if
2 there is a party, they will show up at the party and
3 they'll pay -- show up at the party, and they will
4 pay to wear a patch saying that they're support
5 clubs. So there is definitely financial component
6 and, also, a physical component to support that they
7 will lend to the club.

8 COMMISSIONER HOFFMAN: Are the
9 chapters a formal organization? Are they
10 incorporated, for example?

11 MR. TORRES: There is a formal
12 corporation side to many of these associations, they
13 are -- we did find some of them signed up as a, in
14 this particular case, we found a charitable
15 association tied to the Pagans Motorcycle Club which
16 is something that, I believe, we will talk about
17 later, but, yes, there is some legal background in
18 some of these, they are smart in that term, yes,
19 sir.

20 COMMISSIONER HOFFMAN: And what's the
21 significance of the three-piece patch?

22 MR. TORRES: Three-piece patch is used
23 by the outlaw bikers to, one, denote the top rocker
24 noting who they are, the middle patch saying, you
25 know, some type of image saying -- kind of whatever

1 picture or symbol, and the bottom rocker is very
2 significant as to laying territorial claim to a
3 specific area. Usually, it will say a state or it
4 can say "Nomad" which means no specific region. In
5 this particular case dealing with the Pagans they're
6 claiming the East Coast of the United States as
7 their region. Whenever they do that, it's creates
8 problems because the other outlaw biker clubs who
9 also have a bottom rocker with a state or a region,
10 you know, that's where the conflicts ensue.

11 COMMISSIONER HOFFMAN: I thank you for
12 your efforts today and for your testimony. That's
13 all I have.

14 COMMISSIONER SCANCARELLA: Agent
15 Torres, I just have a question or two, I guess,
16 about geography and about growth. Is it safe to say
17 that you're telling us that the Pagans are primarily
18 in the southern part of the state and moving up?

19 MR. TORRES: Yes, Commissioner, yes.
20 Traditionally, like, they're the strongest in the
21 northern region up until Elizabeth, but now we're
22 seeing it they're expanding far much further north
23 past that region, and not only in New Jersey, but we
24 see them also encroaching different areas throughout
25 New York that were traditional areas that were known

1 to be Hells Angels regions.

2 COMMISSIONER SCANCARELLA: So when you
3 say they have increased from 10 chapters to 17, is
4 that geographic also? Is that a movement in one
5 direction or another, or one area.

6 MR. TORRES: Yes, sir, it is,
7 Commissioner. They went from, like, say, 10
8 chapters in South Jersey to expanding northern in
9 areas that we didn't see before.

10 COMMISSIONER SCANCARELLA: So it's 17,
11 now, are those chapters coincide with county lines
12 at all? Are they county chapters or --

13 MR. TORRES: Not necessarily,
14 Commissioner. There are some that are county
15 chapters, there some counties will have two or three
16 chapters, depending on the size of the county. So
17 it could be regional, it's not necessarily a county
18 chapters.

19 COMMISSIONER SCANCARELLA: But that
20 map 17H that was up there. It looks like -- we have
21 21 counties, right, looks like all but maybe a half
22 a dozen in the north, I guess, northwest part of the
23 state, but the rest of the, almost, 17 counties
24 approximately?

25 MR. TORRES: Just about.

1 COMMISSIONER SCANCARELLA: And the
2 growth is pretty much percentage wise the same
3 throughout the 17, or is it more in one area than
4 another?

5 MR. TORRES: I would say it's about
6 the same, definitely significant, definitely
7 expanding at a rate that we have not seen before.

8 COMMISSIONER SCANCARELLA: In that
9 expansion, you anticipate confrontation where Hells
10 Angels already exist and the Pagans are seemingly
11 moving up and in.

12 MR. TORRES: We have already seen
13 confrontation. There have already been altercations
14 and confrontations in counties in which the Hells
15 Angels and Pagans butt heads.

16 COMMISSIONER SCANCARELLA: Thank you.

17 COMMISSIONER IANNACONE: You stated
18 the Commission has examples of individuals who have
19 access to sensitive information that also ties to
20 the Pagans, can you explain the examples?

21 MR. PENDER: Yes, we have some events,
22 we've had law enforcement report back that they have
23 seen law enforcement motorcycle clubs groups that
24 are not One Percent clubs, they are regular
25 motorcycle clubs, that are most of the members are

1 to some type of law enforcement, we have, I think,
2 they reported that the leadership of these clubs
3 make it a point to make contact with the Pagans when
4 they arrive at certain events, I've seen them
5 shaking hands with leadership of the Pagans, so
6 there is some type of familiarity there with these
7 groups.

8 We also know that there is people
9 employed by the New Jersey Department of Corrections
10 and local PD that have associations with the Pagans.
11 We have even have an example of, at least, one
12 example of a Pagan who is friendly with a law
13 enforcement person in a sensitive position, and has
14 tried to exploit that relationship to gain sensitive
15 information about law enforcement investigations.
16 So, yes, we do have quite a few examples that we
17 could cite that this is going on.

18 MR. TORRES: Commissioner, the Pagans
19 are well known to recruit former law enforcement,
20 both retired and those that have been -- they are
21 well known to have recruited former law enforcement
22 individuals who are retired or been kicked out of
23 law enforcement.

24 COMMISSIONER IANNACONE: Thank you.

25 COMMISSIONER BURZICHELLI: Thank you.

1 What are the Pagans offering to those
2 former law enforcement members to join, and what are
3 the Pagans offering to members of other outlaw
4 motorcycle gangs to change alliances? What's the
5 incentive? Because I'm concerned by the rapid
6 expansion, there's been a lot of testimony,
7 discussion among the agents today about that
8 expansion, and I'm just wondering what are the
9 Pagans offering, like, former law enforcement and
10 these other outlaw bikers to come in? What's the
11 attraction that wasn't there before?

12 MR. PENDER: To be honest, I don't
13 know. It seems to me, to belong to this club you
14 seem to be giving a lot, but you don't seem to get
15 anything back. I guess it is the preference of the
16 individual what are they looking for.

17 As far as retired law enforcement,
18 maybe he's looking for that excitement to continue,
19 I don't know. Other clubs, maybe they are
20 disgruntled with their leadership. But as an
21 outsider looking in, talking to these members,
22 former members and associates, seems, to me, that
23 you are constantly taking money out of your pocket
24 and handing it up, and you don't get much back.

25 COMMISSIONER BURZICHELLI: Thank you.

1 MR. SEGLEM: Thank you both for your
2 testimony. We will now hear in more detail about
3 this organization criminal activities, including the
4 distribution of illicit narcotics, violent
5 intimidation, the unlawful transfer of firearms and
6 the Pagans relationship with elements of traditional
7 organized crime.

8 Counsel, please call the next panel of
9 witnesses.

10 MS. GALIETTA: Thank you, director.

11 Thank you Agent Torres. Agent Pender
12 you can remain seated, I like to call Analyst McCann
13 as well as Special Agent Robert Collins. And if we
14 can have Analyst McCann as well as Special Agent
15 Collins sworn in.

16 SPECIAL AGENT ROBERT COLLINS AND
17 ANALYST NICOLE McCANN, after having been first duly
18 sworn, were examined and testified as follows:

19 MS. GALIETTA: Thank you. Agent
20 Pender, if you could just state your name for us on
21 the record.

22 AGENT PENDER: Glenn H. Pender.

23 MS. GALIETTA: Thank you. And you
24 provided us with your background earlier, and I
25 appreciate that.

1 Analyst McCann, if you can state your
2 name for the record.

3 ANALYST McCANN: Nicole McCann.

4 MS. GALIETTA: And where are you
5 currently employed?

6 ANALYST McCANN: New Jersey State
7 Commission of Investigation.

8 MS. GALIETTA: How long have you been
9 with the Commission?

10 ANALYST McCANN: Little over 13 years.

11 MS. GALIETTA: Can you tell me about
12 your role as an analyst with the COMMISSION?

13 ANALYST McCANN: Yes. As an analyst,
14 I'm responsible for helping to gather, analyze, and
15 interpret the information that we receive during the
16 investigation to determine its value in a case.

17 MS. GALIETTA: Thank you, Analyst.

18 Special Agent Collins, can you state
19 your name for the record.

20 SPECIAL AGENT COLLINS: Robert M.
21 Collins.

22 MS. GALIETTA: Where are you currently
23 employed?

24 SPECIAL AGENT COLLINS: New Jersey
25 State Commission of Investigation.

1 MS. GALIETTA: How long have you been
2 with the Commission?

3 SPECIAL AGENT COLLINS: Little over
4 six years.

5 MS. GALIETTA: Can you tell me a
6 little bit about your background.

7 SPECIAL AGENT COLLINS: I was a New
8 Jersey state trooper for 28 years. For 20 years I
9 was assigned to the intelligence bureau as a
10 detective. I was responsible for conducting and
11 supervising organized crime investigations and
12 intelligence investigations. These investigations
13 targeted the five New York Organized Crime Families
14 as well as the New Jersey based DeCavalcante crime
15 family. And, additionally, I also investigated the
16 Philadelphia based Bruno and Scarfo family.

17 MS. GALIETTA: Thank you, Agent
18 Collins and Analyst McCann.

19 BY MS. GALIETTA:

20 Q. Agent Pender, I want to discuss the
21 role of narcotics within the Pagans Motorcycle Club.
22 During the course of this investigation, did you
23 come across any evidence that the Pagans Motorcycle
24 Club members were involved in narcotics use or
25 distribution?

1 A. Yes, we did.

2 Q. Now, I want to take a second and talk
3 about use, did you find evidence that narcotics
4 usage was mandatory to be part of this organization?

5 A. No, to the contrary, the Pagans bylaws
6 prohibit the use of narcotics which gives the
7 appearance that they're a law abiding group.

8 Q. Now, in investigating the Pagans
9 Motorcycle Club is that what you found during the
10 course of your investigation that the Pagans were
11 primarily a law abiding group who prohibit
12 narcotics?

13 A. No, not all. The subjects the
14 Commission interviewed, who are both former and
15 current members and associates of the Pagans, stated
16 narcotics was always available at almost all
17 functions. They provided countless examples of
18 rampant use of narcotics for recreational use.

19 Q. Now, what specific narcotics are we
20 talking about here?

21 A. Cocaine, marijuana, mushrooms, but
22 primarily methamphetamines, or better known as meth.

23 Q. Now, what did you find during the use
24 of methamphetamines?

25 A. It was frequently used, it was shared

1 among the group and it was used to allow members to
2 stay up on multiple night benders. You have to
3 understand, most of these members have jobs, are
4 employed, so to be able to attend their mandatory
5 club rides and events on nights and weekends, they
6 use uppers like meth, or methamphetamines, to do
7 this. Unfortunately, most of the individuals who
8 use meth show erratic and aggressive behavior and
9 experience paranoia as evident by some of the
10 violence you'll hear later in this hearing from
11 Agent Collins.

12 MS. GALIETTA: Thank you.

13 BY MS. GALIETTA:

14 Q. Analyst McCann, did the commission
15 have an opportunity to look at data regarding those
16 individuals the Commission identified as Pagans
17 Motorcycle Club members?

18 A. Yes, we have. We have information
19 that there are upwards of 300 Pagans living in New
20 Jersey. We believe we've identified over half
21 recent former or current members of the Pagans, and,
22 of those individuals, we looked at their arrest
23 records. 75% have been arrested and half of them
24 have been arrested for narcotics.

25 Q. Now, what did the Commission learn

1 about narcotics usage from talking to actual members
2 of the motorcycle club?

3 A. Well, it's hard for us to actually
4 quantify how many Pagans are using methamphetamines
5 or narcotics. We heard from one Pagan member that
6 up to 90% of the Pagan that he knows use narcotics.

7 Q. Now, with regards to distribution, did
8 the Commission find evidence that narcotics
9 distribution exists among this group?

10 A. Yes, we have. In almost every chapter
11 that we've identified, we found Pagan members
12 arrested for distribution of narcotics. As we
13 continue this investigation, we expect to find more
14 the same.

15 BY MS. GALIETTA:

16 Q. Now, what did the commission -- Agent
17 Pender, what did the Commission learn about
18 narcotics distribution as it relates to Pagans
19 Motorcycle Club?

20 A. We found almost a dozen examples of
21 independent narcotics operations covering every
22 South Jersey chapter including Atlantic, Burlington,
23 Camden, Cape May, Cumberland, Gloucester and Salem
24 for methamphetamines, cocaine, and marijuana
25 operations.

1 Q. Now, what do you mean when you say
2 independent narcotics operations, aren't all these
3 members Pagans Motorcycle Club members themselves?

4 A. Yes. But on, like, some of the other
5 illicit activity we found among the Pagans
6 Motorcycle Club narcotics distributing operations
7 operated a little differently. The operations are
8 conducted in pockets within the organization in a
9 cell-like fashion rather than as a whole group. So
10 you have, like, a dozen independent dealers, many of
11 which are leaders within the organization, who have
12 their own customers or businesses. They each
13 utilize the club to facilitate their business, but
14 they all operate independently of each other.

15 Q. Now, you mentioned a cell-like
16 fashion, what do you mean by that?

17 A. The Commission was able to learn
18 they've used what I would describe as a cell-type
19 groups, which are small groups that operate
20 independently of each other. In a chapter you have,
21 maybe, 10 members. Out of those 10, there might
22 only be three or four in that chapter that are
23 involved in a day-to-day narcotics distributing or
24 transactions. The other members will have knowledge
25 of what's going on, but they don't know the

1 specifics or the details of who's controlling it,
2 where they are getting narcotics from, and where the
3 money is going. And one of the questions earlier
4 about -- and this is what I was trying to explain
5 for narcotics where we are not sure, because of
6 these cell-like operations.

7 Q. And that's done for a reason, what's
8 the particular reason they would operate in this
9 fashion?

10 A. Again, like I said earlier, a lot of
11 things they do is to avoid law enforcement
12 detection. It protects the group from prosecution.
13 They limit the number of people who know of
14 knowledge of what is going on. If one person is
15 arrested, they are unable to give up information
16 about the narcotics distributing because they just
17 don't know in that chapter.

18 The Pagans Motorcycle Club is used as
19 a sword and a shield. They utilize workspace to
20 facilitate their business but also use it as a
21 protection by surrounding themselves with members, a
22 layer of individuals who have no knowledge or are
23 uninformed.

24 Q. Now, what chapters did the Commission
25 focus on when looking at narcotics distribution?

1 A. To date, we focused primarily on the
2 chapters in the southern half of state. Again, the
3 Pagans are very prominent down here, and they have a
4 long history in the southern area. These chapters
5 have been around a long time and have established a
6 level of comfort working down in the southern end.

7 Our investigation led us to
8 Atlantic -- constantly led us back to Atlantic,
9 Camden, Burlington, Gloucester, Cape May Counties,
10 and their respective chapters.

11 Q. Now, is the narcotics distribution
12 limited to just those South Jersey chapters that you
13 mentioned?

14 A. It is not limited, but at this point
15 in the investigation, we have information the
16 majority of the southern chapters are distributing
17 narcotics. We will follow our investigation and we
18 expect to find similar results in northern New
19 Jersey.

20 Q. Now, did the Commission have an
21 opportunity to learn about some of the activities
22 that it can expect to find in northern New Jersey?

23 A. Yeah, you'll hear from one of the
24 members of the Pagans Motorcycle Club, his
25 descriptions of a northern New Jersey chapter is

1 telling.

2 MS. GALIETTA: Now, Agent I want to
3 mark exhibit PMC-170, it's an audio clip.

4 Can we play this clip here?

5 (At this time an audio clip is being
6 played.)

7 BY MS. GALIETTA:

8 Q. Now, Agent Pender, this member states
9 that anything you want you can get from the
10 Elizabeth chapter; is that right?

11 A. That's correct, anything you wanted
12 you can get it in the Elizabeth chapter, exactly
13 what he said.

14 Q. And that's drugs? Weapons?

15 A. Drugs, prostitution, anything.

16 Q. Now, I want to go back to the findings
17 in South Jersey. You said you found more than half
18 a dozen methamphetamines operations within the South
19 Jersey area alone; is that correct?

20 A. Yeah, that's correct, some include
21 other drugs as well, but all involve the sale of
22 meth.

23 Q. And those operations that you are
24 mentioning, these dozen operations, are all run by
25 Pagans Motorcycle Club members?

1 A. Yes, that's correct.

2 BY MS. GALIETTA:

3 Q. Now, agent Collins, what did the
4 Commission find regarding the source of the
5 methamphetamines that is being used the Pagans
6 Motorcycle gang?

7 A. The Pagans have a long history of
8 being tied to methamphetamines, but the stories we
9 used to hear was them cooking methamphetamines and
10 labs blowing up in rural areas. In New Jersey,
11 that's not the case, again, the face of the Pagans
12 is changing, and so are their operations. The
13 Commission has not found any significant cooking or
14 manufacturing methamphetamine operations so far.
15 But, as you heard from Agent Pender, it has not
16 stopped the distribution operations. Several
17 Commission sources and other intelligence
18 information suggests that the source of the
19 methamphetamines is the Mexican Drug Cartel. These
20 Cartel operatives are suspected of being based out
21 of Atlanta and Philadelphia. Some Pagan members are
22 believed to have direct access to Cartel operatives.

23 Q. What are the size of some of the
24 operations that the Commission has found?

25 A. They appear to be pretty significant.

1 One individual was receiving upwards of a pound of
2 methamphetamines a month. One prominent supplier to
3 multiple South Jersey Pagan members was taking
4 delivery of up to 55 pounds of crystal meth
5 approximately every five to six weeks. Most of his
6 customers were other bikers and Pagans who
7 distributed to others.

8 BY MS. GALIETTA:

9 Q. Now, Analyst McCann, what kind of
10 impact does that have on the street?

11 A. If you're looking at a pound of
12 crystal meth, that's approximately, 1,800 to 4,500
13 doses of the drug. It, obviously, depends on the
14 user, how much they would have at one time. If you
15 look at the most recent prices for crystal meth,
16 that pound of drugs -- pound of crystal meth could
17 be worth \$50,000 on the street.

18 Q. You indicated up to almost 4,500 doses
19 on the street for just one pound?

20 A. Yes, that's correct.

21 BY MS. GALIETTA:

22 Q. Now, Agent Pender, can you explain
23 some of the more prominent operations the Commission
24 found during the course of its investigation?

25 A. Yes. For example, one that we were

1 able to confirm through both testimony and a closed
2 session hearing at the SCI from a source and also
3 from law enforcement of a Pagans -- a high ranking
4 Pagan member, who controlled a southern New Jersey
5 meth operation, he was being supplied his meth by a
6 Mexican male from an eastern Pennsylvania area.
7 This Mexican male had ties to the Mexican Drug
8 Cartel, excuse me. And after receiving a supply,
9 the Pagan member was then utilizing lower ranking
10 members in the chapter and Pagan associates to
11 distribute to his South Jersey customers.

12 In a second example, through a
13 government informant, an SCI source. SCI members
14 had learned of a South Jersey meth distributing
15 similar to the first one I just described, however,
16 it's unrelated. Again, the high ranking member of a
17 chapter was utilizing other Pagan members from, at
18 least, two South Jersey members to distribute the
19 meth. That's just two examples that I know we have
20 several that I can give you.

21 Q. Agent Pender, what other examples can
22 you provide us that the Commission has found
23 regarding methamphetamines distribution operation?

24 A. Yeah, as early as 2009. During a
25 briefing of a former high ranking member of the

1 Pagans, SCI investigators were told of a multi-pound
2 kilo meth and cocaine distributing operation
3 controlled by a Pagan chapter president operating in
4 the Atlantic-Cape May County area. His supplier of
5 the illicit drugs was a Puerto Rican male who in
6 turn, was obtaining the drugs from the Mexican
7 Cartel. This Cartel operated where it's based out
8 of a state located in the southern region of the
9 U.S.

10 MS. GALIETTA: Thank you, Agent
11 Pender.

12 BY MS. GALIETTA:

13 Q. Analyst McCann, Agent Pender just
14 described for us three significant narcotics
15 operations imbedded and operating within the Pagans
16 Motorcycle gang, are we talking about these
17 operations that he described as outliers, or did the
18 Commission find that methamphetamines distribution
19 is present organization wide?

20 A. It's definitely organization wide.
21 According to law enforcement sources, it's present
22 through the entire organization up and down the East
23 Coast. Looking back at February of this year, the
24 FBI and DEA in Florida arrested 17 members of the
25 Pagans, and they later pled guilty to distributing

1 meth. Last year in Rhode Island, almost 50 people,
2 some of which were Pagans, or associates of Pagans,
3 were arrested during Operation Patched Out. Law
4 enforcement seized 53 firearms, copious amounts of
5 drugs, and uncovered extensive evidence of other
6 criminal operations. The Rhode Island State Police
7 said it was the largest state takedown in state
8 history.

9 MS. GALIETTA: Thank you, Analyst.

10 BY MS. GALIETTA:

11 Q. Agent Collins, I want to switch gears
12 just a little bit. What does it mean for a chapter
13 to run dirty?

14 A. Running dirty is a term used by some
15 Pagan chapter members, it describes those chapters
16 that are involved in narcotics distribution and
17 other illicit activity.

18 Q. Now, did the Commission have a chance
19 to talk to individuals who are familiar with
20 chapters within the Pagans Motorcycle club that are
21 running dirty?

22 A. Yes, we did.

23 Q. Now, in speaking with those sources,
24 beyond narcotics, what other kinds of illicit
25 activity did the Commission find?

1 A. We found evidence of the Pagans being
2 hired by various groups for protection,
3 intimidation, extortion, illegal transfer of
4 weapons, traditional organized crime debt
5 collection, assaults, and outright violence.

6 Q. One of the first things you mentioned
7 was being hired by various groups, what do you mean
8 by that?

9 A. According to a source, the Atlantic
10 City Skinheads, a white supremacy group, had
11 utilized Pagan members to collect weekly protection
12 payments from a number of Atlantic City businesses.
13 Additionally, in 2019 Pagan members were hired by a
14 white supremacist organization to provide for
15 protection during events. Pagans members have also
16 been known to be hired by exotic dancers to engage
17 in prostitution at local strip clubs.

18 Q. You also mentioned intimidation and
19 muscle for hire, what do you mean by that?

20 A. According to members the Commission
21 have spoken with, Pagans use intimidation to exert
22 pressure on business owners by threatening them with
23 violence and appearing at their businesses in full
24 Pagans colors to intimidate customers.
25 Additionally, Pagan members have also confronted

1 rival businesses in attempts to dissuade them from
2 competing with Pagan friendly businesses.

3 Q. Now, did the Commission find any
4 evidence of attempted extortion?

5 A. Yes. We heard one member to who
6 attempted to extort their employer by threatening
7 violence. The Commission has identified several
8 businesses in the New Jersey shore area who have
9 been suspected of paying protection fees to the
10 Pagans. Despite hearing this from several sources,
11 and even hearing one member boast about his efforts
12 at a local South Jersey bar, no owners were willing
13 to come forward at this time.

14 Q. Now, any evidence that the Pagans
15 Motorcycle Club members are involved in illegal
16 transfer of firearms?

17 A. Yes. It's known that Pagan members
18 can get a gun, if they need a gun, and usually it's
19 from another Pagan member. Pagan members have
20 stated firearm sales often occur at mandatory
21 out-of-state runs. The out-of-state chapter members
22 sell weapons to fund their trip. Recently, this was
23 corroborated by an arrest at a New Jersey event. A
24 vehicle operated by an out-of-state Pagan member was
25 stopped, and three weapons, guns, were found in the

1 vehicle. This motor vehicle stop resulted in the
2 arrest of three out-of-state Pagan members for
3 possession of guns.

4 BY MS. GALIETTA:

5 Q. Now, Agent Pender, what did the
6 Commission learn regarding the involvement of the
7 Pagans Motorcycle Club in traditional organized
8 crime?

9 A. We learned they were involved in
10 assisting organized crime in collecting old gambling
11 and loan sharking debts.

12 Q. How specifically did the Pagans
13 Motorcycle Club assist in this debt collection?

14 A. In one instance, during the weekly
15 church meeting, these victims of the loan shark debt
16 collection were put up, like, job postings to the
17 members, chapter members. If a chapter member chose
18 to accept the offer to collect a debt, then if they
19 did collect it, they would get a percentage of what
20 they got back from the debtor.

21 Q. Now, you mentioned that these things
22 were put up, like, job postings at church meetings,
23 can you go into a little bit about what is a church
24 meeting?

25 A. Yes, of course. Church is -- don't be

1 mistaken, it's not -- there is no praying going on
2 here or bible study, it's -- at this Pagan church
3 that kind of stuff is not going on. The Pagans use
4 the word "church" to describe their mandatory weekly
5 chapter meetings, where chapter members get
6 together, they are required to pay their weekly
7 dues. They discuss upcoming events and any pressing
8 matters. Afterwards, they usually go out and
9 socialize at a local bar or tavern, put on show of
10 force and power for the local community,
11 essentially, they are staking their claim to the
12 territory they are at.

13 BY MS. GALIETTA:

14 Q. Now, Analyst McCann, earlier we
15 alluded to the fact that women could not be members
16 of this club. Why is that?

17 A. Well, according to the Pagan
18 Motorcycle Club women are below dogs.

19 Q. What information has the Commission
20 learned about what exactly is the role of women in
21 this organization?

22 A. Well, we have heard previously that
23 women can never become a member of the Pagans,
24 that's true, but they do hold a vital role in the
25 organization, they are often used to courier drugs,

1 weapons, or even information to other incarcerated
2 Pagans. These women are less likely to have a
3 criminal record. So any sentence that they may
4 have, will be less severe than if a Pagan were to do
5 it. And the Pagans also believe that they may
6 avoiding RICO charges if they have the women take
7 the fall.

8 Q. Can you tell us what the order of
9 importance is as it relates to the Pagans Motorcycle
10 Club? Are woman even on that list and where do they
11 fall in that order?

12 A. Woman are on that list. We were able
13 to obtain a copy of the Pagans bylaws, basically,
14 the rules of their gang. And they have an order of
15 importance. Up at top paramount is their brothers;
16 second is their colors, so everything on their vest,
17 their patches, their flash; third is their bike;
18 fourth is their dog, and fifth on the list at the
19 bottom is women. Women are treated like they're
20 property.

21 Q. Now, what are some of the different
22 titles that a women can hold in the club?

23 A. Women have a few different titles.
24 They can be identified as "old ladies", "property
25 of", "club wives", "girlfriend", and at the bottom

1 is "pets".

2 Q. Did you say pets?

3 A. Yes, pets.

4 Q. What do you mean by pets?

5 A. Pets are women who are shared sexually
6 among the group, they are, typically, given as many
7 drugs or drinks as they want. It's the lowest class
8 of Pagan woman, in fact, it's a Pagan rule that they
9 are never allowed to marry a pet.

10 Q. Can you describe some of the other
11 roles that women have, what their titles mean?

12 A. Yes. At the top you have "old lady",
13 or "property of", which means the woman belongs to a
14 certain member. These women will literally wear a
15 patch on the back of their vest that says they are
16 "property of" a certain member. She is either going
17 to be married to or a long-term girlfriend of the
18 Pagan, but not every wife or girlfriend of a Pagan
19 member is "property of", it's only some women, and
20 some of them have nothing to do with the gang. And
21 Pagan members can actually give out two sets of
22 cuts, one can go to his wife and one can go to his
23 girlfriend. These women can attend some functions,
24 but they are not generally allowed to attend church
25 meetings.

1 Q. Now, is there a hierarchy to the
2 women?

3 A. There is a hierarchy to the women. So
4 "old ladies", generally, follow the hierarchy of the
5 old man in the gang. The highest is sometimes
6 referred to as a queen, and she can give orders to
7 the women below her. She doesn't quite have any
8 power, though. The most she can do is if there is
9 another woman hanging around that she doesn't like,
10 she can make her uncomfortable enough to want to
11 leave, but she doesn't have the power to kick her
12 out.

13 Q. Now, are there any specific rules that
14 apply to women who are associated with the club?

15 A. Yes. In general, woman can't go to
16 these church meetings unless they are family style.
17 They are also unable to walk alone at Pagan events,
18 they either have to be walking with other women in
19 "property of", or they have to be walking with their
20 old man. And the women that are with them are
21 vetted, the Pagans want to make sure they know who
22 they are hanging out with, and they have to be
23 entirely comfortable with them before they are in
24 earshot of anything to do with club business.

25 Q. Now, Analyst McCann, some of the rules

1 you described sound a bit misogynistic, did the
2 Commission actually find that these rules were being
3 followed by the women that are involved in this
4 club?

5 A. Yes. The rules are followed. Based
6 on our surveillance at Roar to the Shore, we didn't
7 see any women wearing a "property of" vest walking
8 alone or without a Pagan member.

9 Q. Let's take a look at PMC-17P, what are
10 we looking at here Analyst McCann.

11 A. These are three photos taken at Roar
12 to the Shore this past September in Wildwood, New
13 Jersey. The photos were taken by SCI staff. At the
14 top and at the right you can see groups of women
15 walking together. They all have that "property of"
16 patch, in the bottom left, you can see there is a
17 woman and a man walking together. He's in Pagan
18 cuts and she has her "property of" vest on.

19 Q. Now, at some of these large scaled
20 events, if a woman who is wearing a "property of"
21 patch is not with another woman who's wearing a
22 "property of" patch, who is she allowed to walk
23 with?

24 A. She is allowed to walk with the Pagan
25 member to whom she belongs.

1 Q. Now, Analyst McCann, based on what we
2 have heard here, thus far, the Pagans Motorcycle
3 Club appears to be very active; is that correct?

4 A. Yes, that's correct. Our
5 investigation has just scratched the surface. As we
6 continue to investigate, we expect to see more of
7 this. What we know now is that the Pagans are more
8 active now than they have been in a very long time.
9 Taking a look at this public source information
10 alone, you can see that they caught the attention of
11 not only us in law enforcement, but news journalists
12 and reporters as well. These are just a few of the
13 headlines from the past 18 months.

14 Q. Now, you're referring to Exhibit
15 PMC-17Q, which is highlighting here just some of the
16 instances, including violent meetings, guns being
17 fired, homemade explosives and even murder; is that
18 correct?

19 A. Yes, that's correct.

20 Q. Now, I want to talk about the violence
21 that's associated with the Pagans Motorcycle Club,
22 what can you tell me what the Commission has found?

23 A. We've taken a two-year look back and
24 found dozens of documented incidents of violence.
25 There have been incidents which Pagan members have

1 carried out vicious attacks on rival gang members.
2 One Pagan member killed a man for wearing a Hells
3 Angels support club T-shirt. There is another Pagan
4 member currently incarcerated for conspiracy to
5 commit murder and assault. And there's another
6 incident where a Pagan member was convicted for
7 being hired to murder a South Jersey woman. And our
8 sources also indicated to us that we have
9 incarcerated Pagan members currently speaking with
10 Pagans on the outside about club business.

11 Q. Now, any indication that the current
12 active members out on the street are just as violent
13 as some of those individuals you just mentioned?

14 A. Yes. There's been several recent
15 incidents of violence. One law enforcement
16 investigator that we've spoken to said he's seen
17 more violence in the past 18 months than any
18 18-month period in the last ten years. And this is
19 somebody who's been investigating Pagans for over
20 15 years now.

21 One of the more egregious attacks was
22 an attack on a rival gang member at a gas station.
23 It was in broad daylight. The victim had several
24 broken bones from this incident.

25 BY MS. GALIETTA:

1 Q. Now, Agent Collins, can you describe
2 what has been occurring in the various local
3 communities in which there is a large Pagan
4 presence?

5 A. In local communities in which there is
6 a large Pagan presence there are constant feuds with
7 rival gangs that are impacting civilians.

8 In June of 2017, there was an incident
9 between the Pagans and rival gang that resulted in
10 the back and forth show of force ultimately ending
11 in a military like operation at a local bar where
12 several Pagans entered, masked with bandanas,
13 systematically searched every patron looking for
14 rival motorcycle gang members.

15 In April 2018 there was a dispute
16 between Pagans and a rival motorcycle gang in a
17 South Jersey town, multiple shots were fired with
18 one bullet hitting a civilian vehicle. It led to a
19 high speed chase along Route 322 with the rival gang
20 members attempting to run the Pagan member off the
21 road.

22 Q. Now, Agent Collins, motorcycle gangs
23 having feuds isn't necessarily new news, but what
24 impact is this having on the civilians who those
25 unassociated with the clubs?

1 A. We've seen a significant increase in
2 the number of civilian assaults by Pagan members who
3 feel disrespected. In January of 2019, a civilian
4 was beaten with an axe handle by Pagan members. In
5 April of 2019 a contractor working on a construction
6 site during the day was assaulted by Pagan members
7 who felt they disrespected -- who felt he
8 disrespected them. After the assault, Pagan members
9 threatened to harm his family members if he reported
10 the incident to police.

11 In July of 2019, a civilian was
12 knocked unconscious and hospitalized for a fractured
13 skull as a result of a Pagan attack at a Central
14 Jersey bar.

15 Q. Now, Agent Collins, you mentioned axe
16 handle, was this a weapon of opportunity or was
17 there something significant about an axe handle?

18 A. There are multiple weapons that are
19 typically used by Pagan members, however, the axe
20 handle is the traditional weapon of choice for
21 Pagans. These are usually carried by the sergeant
22 of arms.

23 Q. Now, what other types of weapons do
24 Pagans Motorcycle Club members typically carry?

25 A. Pagan members frequently wear large

1 pins or pig stickers on their collars. Some members
2 have whip crackers on their bike handles. Many
3 Pagans have been seen wearing multiple rings instead
4 of brass knuckles. One SCI source observed her
5 husband, who is a current Pagan member, start
6 carrying around a handgun once he started
7 associating with the Pagans.

8 Q. Now, Agent Collins, I want to mark
9 PMC-17S as well as PMC-17T. These are two audio
10 clips. What are we going to hear in these clips?

11 A. They are two audio clips of Pagan
12 members describing the weapons that are used in
13 carrying in their own words.

14 MS. GALIETTA: At this time the
15 Commission can play PMC-17S.

16 (At this time, an audio clip was
17 played.)

18 MS. GALIETTA: At this time we can
19 play exhibit PMC-17T.

20 (At this time, and audio clip was
21 played.)

22 MS. GALIETTA: Thank you Agent
23 Collins, Analyst McCann and Agent Pender, at this
24 time I'll turn it over to the commissioners to see
25 if they have any questions.

1 COMMISSIONER SCANCARELLA:

2 Commissioner Burzichelli?

3 COMMISSIONER BURZICHELLI: Thank you
4 for your testimony. I am interested in what you may
5 have learned -- you talked about the independent
6 cells and how they operate, do you have any
7 information related to how -- if there is any
8 coordination whatsoever among the individual cells
9 in the upper to your leadership of the club.

10 MR. PENDER: At this time, no, I
11 really can't go into that part of it, because there
12 are things going on with that, so --

13 MS. GALIETTA: At this time, if I can,
14 Agent Pender, I'm going to ask you not to disclose
15 anymore information related to that topic.

16 Commissioner, I can provide that
17 information for you in a different forum.

18 COMMISSIONER SCANCARELLA:

19 Commissioner Hoffman?

20 COMMISSIONER HOFFMAN: The revenues
21 received by extortion or intimidation, does that go
22 to the individual extorted or is it paid to the
23 club, as far as you're aware.

24 MR. PENDER: Again, with the money
25 flow, because everything is done in cash, obviously,

1 there is no bank accounts, there is no checking
2 accounts where you do a traditional money laundering
3 case, we are still trying to ascertain. As close as
4 we got, if the debt collecting, the chapter member
5 who took the case was given a percentage of what he
6 collected for personal. It didn't appear that the
7 chapter received anything, but the subject, if he
8 took the collection, did, but everything else, we
9 talked earlier about, T-shirt sales, taxes that they
10 are charged to be part of the club, because it's all
11 in cash, at this time it's very hard to follow that
12 money.

13 COMMISSIONER HOFFMAN: So you didn't
14 detect any income tax returns that any of these --

15 AGENT PENDER: No.

16 COMMISSIONER HOFFMAN: -- had filed?

17 MS. GALIETTA: At this time, Agent,
18 Agent Pender -- Commissioner, again, that's
19 information I can provide to you at a different
20 forum.

21 COMMISSIONER HOFFMAN: That's all I
22 have.

23 COMMISSIONER SCANCARELLA:
24 Commissioner Iannacone?

25 COMMISSIONER IANNACONE: You mentioned

1 that the use of meth allowed members participate in
2 mandatory Pagan functions and events in addition to
3 holding positions in jobs in various fields, what
4 are the various fields you are talking about, what
5 type of fields?

6 MR. PENDER: We found former law
7 enforcement, medical services, successful restaurant
8 owners, municipal and state employees, engineers,
9 school township employees, we even had a former
10 municipal court judge.

11 COMMISSIONER IANNACONE: Thank you.

12 COMMISSIONER SCANCARELLA:
13 Commissioner Burzichelli, again, please?

14 COMMISSIONER BURZICHELLI: If you're a
15 member of the Pagans, are you required to
16 participate in -- if you're selling or your group is
17 involved in illegal activity. Are you required to
18 participate in that also, or can you waive yourself
19 and say I don't want to do that? And if you waive
20 yourself off, are there ramifications?

21 MS. GALIETTA: Commissioner, again, I
22 can provide you with some of that information in a
23 different forum.

24 COMMISSIONER BURZICHELLI: Thank you.

25 MR. SEGLEM: Mr. Chairman, at this

1 time I would suggest a five-minute break. We will
2 reconvene in five minutes. Thank you.

3 (At which time, a recess was taken.)

4 MR. SEGLEM: We are going to get ready
5 to start again. Again, if you could disarm your
6 cell phones and make sure they are on mute as we
7 move forward.

8 We are now going to hear from
9 representatives of the New Jersey State Police and
10 the Essex County Prosecutor's Office, regarding the
11 challenges faced by law enforcement authorities and
12 their efforts to gather intelligence on the Pagans
13 and investigate criminal actions by their members.

14 Counsel Galietta, please call the
15 witnesses.

16 MS. GALIETTA: Thank you. At this
17 time the Commission would call Lieutenant -- New
18 Jersey State Police Lieutenant J. Mandziuk as well
19 as New Jersey State Police Lieutenant Peterson and
20 Essex County Assistant Prosecutor Giordano.

21 If we can have these witnesses sworn
22 in.

23 LIEUTENANT JAFEA MANDZIUK, ASSISTANT
24 PROSECUTOR JOSEPH GIORDANO, AND LIEUTENANT MICHAEL
25 PETERSON, after having been first duly sworn, were

1 examined and testified as follows:

2 BY MS. GALIETTA:

3 Q. Thank you for your presence here
4 today.

5 Starting with Lieutenant Mandziuk, can
6 you state your full name for us on the record?

7 A. My name is Jafea Mandziuk.

8 Q. Can you tell me where you are
9 currently employed?

10 A. New Jersey State Police.

11 Q. And how long have you been with the
12 New Jersey State Police?

13 A. 21 years.

14 Q. And can you tell me a little bit about
15 where you are currently assigned in your role?

16 A. I'm currently the assistant bureau
17 chief of the violent organized crime, Newark Bureau.

18 Q. Can you tell me a little bit about
19 your background?

20 A. I started in state police in 1988,
21 assigned to field operations in Troop B. From there
22 I went to the Essex anticrime partnership where I
23 patrolled in Irvington and Newark. I did a short
24 term on TEAMS which is our SWAT team. There I went
25 to the street gang Newark unit, then became sergeant

1 there, and went on to the CART DEP which then became
2 Interstate DEP North, promoted to lieutenant to the
3 gang organized crime central unit and then
4 transferred to Gangs North Crimes Unit.

5 MS. GALIETTA: Thank you.

6 BY MS. GALIETTA:

7 Q. Lieutenant Peterson, can you state
8 your full name for the record, please?

9 A. Yes, Michael Peterson.

10 Q. Thank you so much. Where are you
11 currently employed?

12 A. New Jersey State Police.

13 Q. And can you tell me your role with the
14 New Jersey State Police?

15 A. I'm currently the unit head of the
16 Real-Time Crime Center South which is the criminal
17 intelligence task force.

18 Q. Can you tell me a little bit about
19 your background, Lieutenant?

20 A. Yes. I did seven years uniform
21 patrol, started in 1995. From there I went into the
22 Criminal Investigation Office which is the State
23 Police Detective Bureau for an additional,
24 approximate, seven years. After that, two years
25 narcotics work, followed, by approximately, three

1 years on the strategic investigation office where I
2 worked on the Camden City Shooting Response Team.
3 From there back to the Criminal Investigation
4 Office, and, finally, to the Regional Operations
5 Intelligence Office where I took over for South
6 Jersey Criminal Intelligence.

7 MS. GALIETTA: Thank you, Lieutenant.

8 BY MS. GALIETTA:

9 Q. Assistant Prosecutor Giordano, can you
10 state your full name for the record for us?

11 A. Good morning, I'm Joseph Giordano, I'm
12 the Assistant Prosecutor, Essex County Prosecutor's
13 Office.

14 Q. And you are currently, obviously, with
15 the Essex County Prosecutor's Office as an Assistant
16 Prosecutor; is that correct?

17 A. That's correct, yes.

18 Q. How long have you been there?

19 A. I've been with the Prosecutor's Office
20 since 2011, so just over eight years.

21 Q. Can you tell me a little bit about
22 your role at the Prosecutor's Office?

23 A. Certainly, I supervise the special
24 prosecutions bureau. We handle carjacking,
25 shootings, community guns, and heavy NIBIN hits,

1 organized crime or just criminal enterprises within
2 the county of Essex.

3 MS. GALIETTA: Thank you.

4 BY MS. GALIETTA:

5 Q. Lieutenant Mandziuk, starting with
6 you, can you tell me in your role what part of the
7 state do you cover?

8 A. The north bureau is responsible for
9 the ten most northern counties of New Jersey.

10 Q. And what counties exactly are those
11 for anyone in South Jersey who doesn't know anything
12 north of Trenton?

13 A. That would be Somerset, Union,
14 Hunterdon, Warren, Essex, Hudson, Passaic, Morris,
15 Sussex and Bergen Counties.

16 COMMISSIONER BURZICHELLI: Well, we
17 are from Central Jersey, so we consider that
18 central, Somerset.

19 MR. MANDZIUK: We do too, but I can't
20 kick it to the Central.

21 BY MS. GALIETTA:

22 Q. Now, primarily, Lieutenant, in the
23 northern half of the state, do you see the presence
24 of outlaw motorcycle gangs, or these One Percenters
25 that we have been talking about?

1 A. Yes, we do.

2 Q. Now, what specific outlaw motorcycle
3 gangs, or OMGs, as they're sometimes referred to, do
4 you see predominantly in North Jersey?

5 A. We have the Hells Angels, Pagans, The
6 Thunderguard, Red Devils, and you used to see a lot
7 of Thug Riders, but not so much anymore.

8 Q. Now, you said you used to see a lot of
9 Thug Riders, but not so much anymore, did something
10 happen that resulted in their presence being
11 reduced?

12 A. One of their leaders left the Thug
13 Riders and became a Pagan, in doing took some
14 members of the Thug Riders with him.

15 Q. Now, these clubs that you mentioned,
16 the Pagans, the Hells Angels, you said used to be
17 the Thug Riders, are these clubs recognized as
18 organized crime by law enforcement?

19 A. Yes, because of their structure.

20 Q. And can you tell me a little bit more,
21 specifically, why does law enforcement consider them
22 to be organized crime?

23 A. Because of their rank and structure,
24 the way they operate, their command controls, their
25 rules, they will not cooperate with law enforcement

1 in terms of our investigations. And, like I said
2 before, they are hierarchy and command control.

3 Q. Now, has law enforcement found that
4 some of the parameters that are put in place for the
5 members of these clubs are set by hierarchy
6 themselves?

7 A. Yes, they are set by the mother
8 chapter.

9 Q. Now, what types of criminal activity
10 have you seen specifically in North Jersey as it
11 relates to the Pagans Motorcycle Club?

12 A. I'm sorry, what is the question?

13 Q. What types of criminal activity do you
14 see associated with the Pagans Motorcycle Club in
15 North Jersey?

16 A. As it stands right now in North
17 Jersey, predominantly violent acts.

18 Q. Now, what is the reason for this
19 increase or what does law enforcement suspect is the
20 reason for that increased violent acts that are
21 occurring in North Jersey right now?

22 A. It's their push into the Hells Angels
23 area -- historically, it's been the Hells Angels
24 area of Northern Jersey, that push provides
25 confrontation between the support clubs, or the

1 Pagan members themselves.

2 Q. Now, what specifically are the Pagan
3 members doing to try to assert that dominance in
4 northern New Jersey?

5 A. Again, showing the force. They will
6 show up at events and parties, again, North Jersey
7 is known as being controlled by the HA, them showing
8 up at these events exerts their dominance, or try to
9 exert their dominance over HA.

10 Q. When you say HA, you're referring to
11 Hells Angels?

12 A. Yes.

13 Q. Now, can you provide us with some of
14 examples of some of the violent acts that you've
15 seen, without naming individual members, can you
16 just provide some examples of some of the violence
17 you have seen in North Jersey?

18 A. Well, we have had the confrontation at
19 the Harley Davidson dealership between the two
20 groups. We have had the confrontation between the
21 HA and Pagans at another club's party.

22 Just this past week we've had a Pagan
23 member firing off a gun into the air at another
24 Pagan's wake and funeral without any regard to
25 anyone that's around there. So with the weapons

1 discharging, the fights, they are violent.

2 Q. And are you noticing a difference
3 between those Pagan members that are from North
4 Jersey and those Pagan members that are primarily
5 associated with the South Jersey chapters?

6 A. I've never dealt with the South Jersey
7 chapter, obviously, I've always been assigned to
8 North Jersey. But just from Intel reports and -- we
9 know, obviously, they are a heavy Hispanic component
10 to the North Jersey Pagans where you don't see that
11 as much in South Jersey.

12 Q. Now, are you seeing in North Jersey a
13 lot of -- the presence of street gangs among some of
14 the Pagan members up north?

15 A. Yes.

16 Q. Now, the Commission specifically has
17 learned that the Pagans Motorcycle Club is
18 recruiting from various notorious street gangs, such
19 as the Latin Kings, the Crips, the Bloods, are you
20 seeing that in North Jersey?

21 A. Yes.

22 Q. What would be the reason for the Pagan
23 Motorcycle Club members to recruit from these types
24 of notorious street gangs?

25 A. You would have them having the ability

1 by taking the most active members of street gangs,
2 they are more prone to be violent.

3 Q. They are more prone to be violent?

4 A. Yes.

5 Q. Now, are civilians and innocent
6 bystanders getting caught in the middle of some of
7 the rivalries that are occurring between, as you
8 indicated, HA and the Pagans up north?

9 A. Yes, you see civilians getting
10 assaulted. They come between the two groups when
11 they are in confrontation with one another.
12 Civilians, obviously, were at the Harley Davidson
13 dealerships, civilians were at these parties, and by
14 civilians, obviously, just not members of these two
15 groups.

16 Q. Now, can you give us an example of
17 where civilians have been caught in between the
18 Pagans and the Hells Angels, for example, rivalry?

19 A. They were pushing into North Jersey,
20 they assaulted a hang-around leaving the HA
21 clubhouse at a gas station.

22 Q. Did something occur in the clubhouse
23 that was resulted in civilians being present?

24 A. Well, we had the Jersey City Lost Boy
25 party where they had the fight with, again, a

1 support club and then the HA got into a fight with
2 the Pagans, you know, we had that. You've had
3 Pagans that were previously Thunderguard members
4 getting into altercations with the HA at another
5 Lost Boys Halloween party where that resulted in ten
6 shots being fired from three different weapons.

7 Q. Now, how many people were present for
8 that incident, for example, the ten shots being
9 fired?

10 A. It was over 100 people at the party.

11 Q. How many witnesses did law enforcement
12 have to that incident?

13 A. Zero.

14 Q. 100 people present, but zero
15 witnesses?

16 A. Zero witnesses and only one 9-1-1
17 call.

18 Q. Now, is law enforcement finding any
19 challenges related to its suppression efforts when
20 it comes to OMGs, specifically with the Pagans
21 Motorcycle Club?

22 A. Yes.

23 Q. Talk -- specifically talking about
24 counter surveillance, what kind of hurdles does law
25 enforcement run into?

1 A. These two groups, the Pagans and the
2 HA, they conduct surveillance on one another.
3 They'll go -- they know -- obviously, they know
4 where their clubhouse is at, they go and hang out.
5 They will conduct surveillance on each other. We
6 will be out there and we have to now contend with
7 not just the group we want to place under
8 surveillance, we have to contend with group -- and
9 alternate group watching us and watching them.

10 Q. Now, what kind of hurdles has law
11 enforcement faced when it comes to sharing
12 information?

13 A. That's a huge hurdle. We are very
14 reluctant to share information, because we don't
15 know where it will ultimately end up, and it gets
16 back into the hands of the Pagans or the Hells
17 Angels.

18 Q. Now, you're saying there is reluctance
19 to share information, because you suspect it's going
20 to get back to members of these organizations; is
21 that correct?

22 A. It's leaked out.

23 Q. And that's happened?

24 A. Numerous times.

25 Q. Now, the Commission spoke earlier, and

1 we heard testimony from witnesses, about women
2 holding a pretty vital role in this organization,
3 even though they can't be members, is law
4 enforcement finding -- what information is law
5 enforcement finding, or specifically New Jersey
6 State Police finding, with regards to how women are
7 used to gain intelligence?

8 A. According to our sources, they are
9 used to gather -- they use women to get information
10 from law enforcement, they work as court clerks or a
11 courthouse or a police station, in some kind of
12 function, they will see things on a detective's desk
13 or hanging on walls, and then snap a photo of it, or
14 it's reported back, read it, and it's reported back
15 to the club.

16 Q. Now, based on what you've testified to
17 here today, are you finding it challenging to find
18 sources to conduct these investigations?

19 A. Because they have the ability to
20 gather information in that manner, sources are
21 reluctant to sign up with us because they are
22 worried their name will get out there and get back
23 to the club.

24 Q. What kinds of repercussions would they
25 face if information did get out there?

1 A. Obviously, out of the club to the most
2 extreme of being killed.

3 Q. Now, any reluctance from civilians or
4 bystanders as far as coming forward when they
5 witness assaults or incidents?

6 A. Going back to the Halloween party at
7 the Lost Boys clubhouse, again, ten shots were
8 fired, two people were stabbed, and no one would say
9 anything. So they are reluctant to come forward
10 because of potential acts of violence that may be
11 perpetrated on them.

12 Q. Now, it sounds like a lot of it
13 occurring in North Jersey is Pagans Motorcycle Club
14 attempting to gain control of that area, is that
15 what you are seeing primarily?

16 A. We see it being conducted not only in
17 North New Jersey, but they are also trying to push
18 into, obviously, Long Island and New York City, and
19 that cause a lot of tension with the 3rd Street
20 Crew, and so on and so forth, which controls the
21 HA -- it's an HA chapter of New York City.

22 Q. That's the 3rd Street Crew, correct?

23 A. Yes.

24 Q. Now, do you see the actions of what
25 the Pagans are doing, essentially, trying to assert

1 their dominance in North Jersey leading to any kind
2 of major confrontation with rival groups that can
3 potentially impact civilians?

4 A. Civilians are caught in the middle.
5 You know, depending on the time and place, again
6 they have events, they have parties, they are
7 advertised, each group knows where the other group
8 is at, and you never know when something might
9 occur. We have some groups putting terms of
10 membership as being committing an act of violence on
11 the other group. So it's just a matter of time.

12 Q. Now, do you expect at some point that
13 some of these rival groups will have to respond to
14 this push in North Jersey?

15 A. At some point, either they are going
16 to have to -- they have to respond at some point, or
17 just allow the Pagans to dominate Northern New
18 Jersey, and I can't see the Hells Angels allowing
19 that.

20 Q. Now, once the Pagans are established
21 and are a little more stable in North Jersey, do you
22 expect to see some of the illicit activity that they
23 are involved in South Jersey creeping up north?

24 A. Yes, I do.

25 MS. GALIETTA: Thank you, Lieutenant.

1 BY MS. GALIETTA:

2 Q. Lieutenant Peterson, we can switch
3 over to you.

4 Can you tell me about what part of the
5 state you primarily focus on in your role?

6 A. Yes. I cover the southern six
7 counties of New Jersey to include Camden,
8 Gloucester, Salem, Cumberland, Cape May.

9 Q. Now, primarily in the southern half of
10 the state, do you see where you are in the presence
11 of outlaw motorcycle gangs, or One Percent clubs?

12 A. We do.

13 Q. And who do you see?

14 A. Clearly, the dominant force in the
15 south is the Pagans. We also see Wheels of Soul,
16 and then the additional clubs, for the most part,
17 are Pagan support clubs.

18 Q. And in your role, as well, I'm sure
19 you consider these groups as organized crime; is
20 that correct?

21 A. Yes, we do.

22 Q. What are some of the reasons that you
23 do consider them organized crime?

24 A. The structure of the club itself, how
25 it operates, the amount of criminal activity within

1 the club that goes on, as well as the ability to use
2 the club and connections within the club to further
3 criminal acts. And the easiest way, because they
4 tell us, one of the best ways to determine a gang
5 member is through self-admittance and the motorcycle
6 clubs do that pretty openly.

7 Q. What types of criminal activities are
8 you seeing in South Jersey as it relates to the
9 motorcycle gang?

10 A. We see a considerable amount of drug
11 use, drug distribution, violent acts, and acts of
12 intimidation, theft, motorcycle theft, and drug
13 possession.

14 Q. Now, with regards to distribution, can
15 you describe a little bit about the activity you are
16 seeing when it comes to distribution?

17 A. Well, we see predominantly
18 methamphetamines, as you heard this morning. We see
19 meth dealing, crystal meth dealing, of all levels,
20 from very small amounts to large scale operations
21 involving multi kilo operations, and we can say
22 that, to some extent, there is drug distribution
23 going on in the Pagan chapters, of all Pagans
24 chapters, throughout South Jersey through our
25 intelligence.

1 Q. Now, the Commission learned that the
2 Pagans Motorcycle Club, or those who deal with the
3 Pagans Motorcycle Club are no longer cooking or
4 manufacturing their own methamphetamines, but they
5 are still involved in the distribution of it, they
6 are still selling it, is this consistent with what
7 law enforcement is seeing on the street?

8 A. It is. It's not -- this isn't, I
9 guess, a phenomenon just with the bikers, the
10 methamphetamines that's in New Jersey is Cartel
11 based meth, it's basically coming into the state
12 already cooked and packaged. It's somewhere in the
13 area of 98% pure. It is Cartel meth, and it --
14 that's not indicative to just Pagans, it's anybody
15 that, at this point, is distributing meth in the
16 State of New Jersey, minus a very small, you know,
17 independent cooker that might be doing it for
18 himself, because, at this point, it's very rare for
19 us to find. It is Cartel based meth.

20 Q. Now, earlier you mentioned some of the
21 criminal activities that you're finding within the
22 Pagans Motorcycle Club is intimidation, can you give
23 me examples of intimidation that you see without
24 mentioning any names, of course?

25 A. Pay money or take your cuts off. The

1 cuts are the colors that you would wear. So you're
2 welcome to ride a Harley Davidson in Southern New
3 Jersey, if you do so in a club and you wear a
4 garment that is indicative of a club, you will be
5 approached by the Pagans, and you will be told to
6 take that off or to pay us money.

7 We have talked to numerous sources
8 that have called us and asked our advice on what to
9 do with their club, because the Pagans are
10 attempting to extort money from them to continue to
11 ride as a club. They have approached bar owners
12 about using their bar, on which days we can come in,
13 which days we can use the bar, intimidated them as
14 such and threatened to shut the place down, if
15 they're not able to conduct the business in the way
16 that they choose.

17 Q. What's the level of violence that you
18 are seeing in the South Jersey counties associated
19 with the Pagans Motorcycle Club?

20 A. So in criminal intelligence is the
21 position I'm in I don't have or keep typically
22 statistics, but I can tell you since I've been doing
23 this that the violent acts with motorcycle clubs,
24 specifically in South Jersey the Pagans, violent
25 acts have increased tremendously in the past few

1 years, and that the increase in that violence is
2 directly related to the increase in club membership.
3 So you go back 2014, 2015, we have a very small
4 database of who we knew to be our Pagans. We saw a
5 massive influx of members, at times, patching over
6 entire duck clubs. For the majority of the duck
7 club or -- a duck club, I'm sorry, a support club,
8 if you will, without prospect period which allowed
9 them to take in, we estimated, approximately, 300
10 new members in a six to seven-month period.

11 So when you have that much influx of
12 membership, the violent acts tend, I guess, would
13 just coincided with that, if you will.

14 Q. Now, I know you indicated in your
15 role, you don't necessarily keep statistics, but
16 have you noticed if this sudden increase in
17 membership, this sudden increase in violence, was
18 associated with anything significant within the club
19 itself?

20 A. It was -- as already testified to here
21 this morning, it was right about the time that the
22 international president "Conan", Keith Richter, took
23 over the club and added the East Coast rocker to the
24 bottom of their colors.

25 Q. Now, can you provide us with some

1 examples, without using names of individual members,
2 of some of the acts of violence that you've seen at
3 the hands of the Pagans Motorcycle members and their
4 gang?

5 A. I have. We have seen a shooting, a
6 few members on a New Jersey highway. We had an
7 incident where multiple Pagans and Wheels of Soul
8 members squared off on the casino floor of an
9 Atlantic City casino. Obviously, if you read the
10 news you saw murder for hire in Atlantic County last
11 year. We had a Pagan member arrested after he
12 intimidated and eventually attacked a landlord for
13 trying to collect rent from a tenant who was
14 possibly dating a Pagan that was, essentially, where
15 he entered the home and attacked the individual.

16 My colleague just testified to this
17 past week, a handgun was fired in the air during a
18 crowded funeral in North Jersey, again, in South
19 Jersey we had a Pagan member run over another
20 individual who was suspected with cooperating with
21 the police. We recently had a foot chase where
22 several Pagan members chased an individual down a
23 highway with axe handles and attempted to beat him
24 over what they thought was disrespecting of the
25 club. And last summer we had an altercation between

1 Pagans at a Elk Lodge or a VFW type establishment,
2 there was a party there, a couple individuals
3 arrived at the party that were apparently unwelcome
4 by the Pagans, they were crowded around him and
5 eventually one was stabbed. That's just, I'd say,
6 probably the last 24 months of examples.

7 Q. Now, are you seeing civilians or
8 innocent bystanders getting caught in the middle of
9 some of the violence at the hands of the Pagans?

10 A. We are. I guess, the most the one
11 that comes to mind is, approximately, it is about a
12 year ago, approximately, last summer, '18,
13 approximately, 20 Pagans rode into a South Jersey
14 bar establishment, they were all wearing masks,
15 which is not typical of the club when they ride,
16 they cut off all the parking lot entrances, egresses
17 to the parking lots, not allowing any members or
18 individuals to leave. Once they established,
19 basically, the perimeter, a few Pagan members
20 wearing masks walked into the bar and, basically,
21 checked the entire bar, obviously, looking for an
22 individual. Not finding that individual, they
23 returned, and all got on their bikes and left the
24 area.

25 Q. Have you seen any instances of road

1 rage associated where civilians have been caught in
2 the middle?

3 A. We had a report just recently in the
4 past year, one report of a large contingent of
5 Pagans riding in an area, they get to a traffic
6 light, or a stop sign, they, basically, get off. A
7 couple Pagans go forward, get off their bikes, block
8 the road, allowing their colleagues or club members
9 to continue through while the citizens wait until
10 they're done, and then they open -- basically,
11 closing the roadway for a few seconds until they can
12 go through.

13 We've had incidents in Cumberland
14 County where a civilian driver cut off, or it was,
15 at least, perceived to have or possibly cut off a
16 rider, a Pagans rider, and she was surrounded by the
17 contingent of Pagans, basically, intimidated on the
18 highway where they surrounded her vehicle and then
19 moved on. She had went immediately to the police
20 department. Things of that nature we have seen and
21 typically do see.

22 Q. Now, are you finding that law
23 enforcement intelligence in any way is being leaked
24 back to the motorcycle club?

25 A. Yes. We have instances and through

1 intelligence meetings I've been informed of
2 incidents that information we had and were
3 discussing and even some written information had
4 gotten back to Pagan members.

5 Q. Now, we spoke earlier about the role
6 of women in this organization, what have you seen in
7 your area of the state as far as how women are
8 utilized, if at all?

9 A. It's our understanding that women are
10 used to hold items, transport drugs, collect
11 information, put themselves in positions to acquire
12 information that, again, the club can use. We
13 actually have a video of a multiple Pagan members
14 pulling into an establishment in South Jersey into
15 the parking lot that we had on camera. Two young
16 ladies exited a vehicle with items in their hand,
17 one of them then not realizing she is on camera,
18 undoes her trousers, and places the item in a
19 private area, and they all go into the establishment
20 together.

21 Q. Now, based on your role, are there any
22 solutions that you see to this hurdle of sensitive
23 information not getting leaked back or finding an
24 effective way to share sensitive information?

25 A. I think when it comes to criminal

1 organizations like this, I think it is critical that
2 we continue to share information, I think it is
3 also -- it's connected, but, you know, it's somewhat
4 connected, it's better report writing, I think a lot
5 of it has to do with understanding an act that may
6 actually be connected to a larger organization.
7 Very often an unknowing officer will write a report,
8 let's say, for an assault not really understanding
9 that there is more to that story than the actual act
10 itself. So a lot of times it's an education piece
11 for our officers, but it's clearly the continuing to
12 share intelligence information.

13 MS. GALIETTA: Thank you, Lieutenant.

14 LIEUTENANT PETERSON: Thank you.

15 BY MS. GALIETTA:

16 Q. Assistant Prosecutor Giordano, you're
17 in the Essex Prosecutor's Office, in your role do
18 you see the presence of One Percenters, or outlaw
19 motorcycle clubs?

20 A. Yes, I do.

21 Q. Now, which One Percent clubs do you
22 predominantly see in your role?

23 A. In Essex, I believe, it's
24 traditionally been Hells Angels territory, but over
25 the past, I would say, two to three years, we have

1 seen a greater presence of the Pagans moving in with
2 maybe a slight presence of Thug Riders, if they
3 haven't been patched over at this point.

4 Q. And when you say they haven't been
5 patched over, you mean patched over to the Pagans?

6 A. To the Pagans, correct.

7 Q. Have you noticed an increase in the
8 number of Pagan activity within your county?

9 A. Yes, even if it's only been through
10 hearsay, or just word on the street. Within Newark
11 there's been multiple sightings at bars where
12 they'll just be between 15 and 30 bikes outside and
13 people come in, no criminal incident associated with
14 it, but just a presence is made known as well as
15 multiple, especially, in the summertime, a lot of
16 bike ride through and show of supports.

17 Q. Now, are you seeing any reluctance
18 from witnesses in your role of those unwilling to
19 come forward and pursue cases?

20 A. Yes. We see the traditional
21 reluctance of most victims and witnesses to
22 cooperate and testify, whether it be at Grand Jury,
23 at trial, or pretrial hearings.

24 Q. Now, what challenges, if any, is the
25 Essex Prosecutor's Office facing in combating

1 motorcycle gangs or clubs?

2 A. From what we are used to dealing with
3 in Essex County, they are not the traditional
4 organized crime that we see, it's typically been
5 Bloods and Crips, and, I would say, looser organized
6 structure. Whereas the OMGs, typically, have a
7 structure, they wear their colors proudly, and it's
8 apparent that they are involved in it.

9 However, I would say the other issues
10 is training of law enforcement and report writing
11 that recent cases that have handled, the first one
12 that came through, actually, it was the Hell Boy
13 case, there was no documentation of any, on the
14 Hells Angels side, or on the Pagans side, of any
15 involvement. By the next case that we ended up
16 charging, there was documentation of Pagans
17 involvement in that case. But it's just changing
18 the mentality and readjusting the investigative
19 techniques that we have had.

20 Q. Now, in your time at the Essex County
21 Prosecutor's Office, and I think you mentioned one
22 of them already, have you had occasion to deal with
23 cases involving the Pagans Motorcycle Club members?

24 A. That's correct.

25 Q. And can you tell me about that

1 incident specifically?

2 A. Referring to the Hell Boy case,
3 specifically, in that one?

4 Q. Yes.

5 A. So that was an assault at a gas
6 station at Elizabeth Avenue, which is about a block
7 and a half from the Hells Angels clubhouse, if I'm
8 not mistaken, where I'm told that prospector "Nomad"
9 was fueling up his bike, and was assaulted by
10 multiple members of the Pagans Motorcycle Club in
11 that case.

12 Q. And you've also had occasion to deal
13 with other incidents in your role from the Pagans
14 Motorcycle Club as well; is that right?

15 A. That's correct. Currently there's an
16 alluding incident that started out as a shots fired
17 report. We've had other uncharged incidents
18 involving shootings, many of these take place
19 approximate to the Hells Angels clubhouse, which is
20 right in downtown Newark, as well as weapon
21 recoveries, and it's typed to both Pagans and Hells
22 Angels, it's not exclusive to one side or the other,
23 and we do handle both equally, so.

24 Q. Now, that incident that you referred
25 to earlier, that incident at the Newark gas station

1 that was caught on video; is that correct?

2 A. That's correct.

3 Q. Now, how many total Pagan members were
4 involved in that assault?

5 A. I can confirm two, but there were four
6 assailants in that case.

7 Q. What was the end result of that
8 incident?

9 A. The end result for the victim was, to
10 my knowledge, and based on evidence in the case,
11 multiple broken bones, fractured ribs, collar bone,
12 I believe he had a collapsed lung as well, so -- but
13 he received medical treatment and was, you know, he
14 made it through, so.

15 Q. And there was, at least, one
16 individual that was charged in that case, correct?

17 A. That is correct.

18 Q. What was the end result for him?

19 A. He ended up pleading at the plea
20 cutoff date to four years State Prison for the
21 conspiracy to aggravated assault in that matter.

22 Q. There was, at least, three uncharged
23 members, one who was also a suspected -- another
24 suspected Pagan member; is that correct?

25 A. That is correct.

1 MS. GALIETTA: Now, at this time I
2 want to mark Exhibit PMC-18 which is a video of this
3 assault that we were just referring to.

4 BY MS. GALIETTA:

5 Q. Can you describe a little bit, but --
6 can you tell us what we are going to see in this
7 video?

8 A. Certainly, so this is a scene from the
9 Exxon Gas Station at 1 Elizabeth Avenue in Newark.
10 There is actually to the top left is a truck that is
11 occupied by an individual later charged known as
12 "Hell Boy". He is going to drive up and they'll be
13 an assault upon the guy on the motorcycle right in
14 the foreground with the red shirt who, moments
15 prior, left the Hells Angels clubhouse around this
16 point.

17 (At which time, PMC-18A was marked for
18 identification.)

19 MS. GALIETTA: At this time, the
20 Commission will play Exhibit PMC-18A. Just for the
21 record, this video has been slowed down from its
22 original version in order to capture exactly what's
23 occurring on this video.

24 (At this time, a video is being
25 played.)

1 BY MS. GALIETTA:

2 Q. Now, Assistant Prosecutor Giordano,
3 this black -- we will momentarily see a black truck
4 pull up next to this individual on the motorcycle;
5 is that correct?

6 A. That's correct.

7 Q. And at that point we will see an
8 assault on that specific member wearing that red
9 T-shirt; is that correct?

10 A. Yes.

11 Q. Assistant Prosecutor Giordano, these
12 are the additional members coming up now?

13 A. Yes, they pulled up in two additional
14 cars.

15 (At which time, PMC-18B was marked for
16 identification.)

17 MS. GALIETTA: Now, at this time, I
18 want to take a look at exhibit PMC-18B.

19 BY MS. GALIETTA:

20 Q. Assistant Prosecutor Giordano, to your
21 knowledge, this is an uncharged individual that's a
22 suspected Pagan member that was using that axe
23 handle, or suspected to be an axe handle, during the
24 course of this assault; is that correct?

25 ASST. PROSECUTOR GIORDANO: That's

1 correct, yes.

2 MS. GALIETTA: Thank you Assistant
3 Prosecutor. Thank you Lieutenants from the New
4 Jersey State Police. At this point I do understand
5 the sensitive nature of the work that you guys do,
6 so at this time I am not going to open up this
7 particular panel to questions. And thank you very
8 much.

9 COMMISSIONER SCANCARELLA: Thank you
10 for your testimony.

11 MR. SEGLEM: Thank you all, gentlemen,
12 for your testimony.

13 So in order to complete the picture
14 that we have drawn here today and to give this
15 organization an opportunity to address the facts
16 gathered during this investigation and presented in
17 this proceeding today, we will now be hearing from
18 several members of the Pagans hierarchy.

19 Counsel, please call the witnesses.

20 MS. GALIETTA: Yes, at this time, the
21 Commission will call witness Hugo Nieves, as well as
22 Mr. Louis Arocho, as well as Mr. James Helveston to
23 the front.

24 Mr. Martir, if you like, there is a
25 spot up here for you as well.

1 Thank you. Before we begin the formal
2 questioning, there's several preliminary matters
3 that I want to bring to your attention. I'm going
4 to read you some, essentially, some rules that go
5 along with the public hearing, I want to make sure
6 that everyone understands. I'm going to ask you all
7 individual questions, I'll make sure to call your
8 name before you are asked to answer any question.

9 There was a subpoena -- the Commission
10 issued you a subpoena pursuant to a duly adopted
11 resolution. Accompanying that subpoena was a
12 general statement which describes the subject of the
13 Commission's investigation. Attached to that
14 subpoena was the State Commission of Investigation
15 Enabling Statute and Code of Fair Procedure. Those
16 documents describe your rights, gentlemen, and your
17 responsibilities under the Commission's Enabling
18 Statute as well as any restriction imposed by law.

19 Now, at this time, starting with
20 Mr. Helveston, are you currently under the influence
21 of any prescription or illicit drugs or alcohol that
22 would impair your ability to make decisions or to
23 provide testimony here today?

24 And, Mr. Helveston, before you answer,
25 if you can press that button. Before we even do

1 that, I'm going to have you sworn in.

2 HUGO NIEVES, LOUIS AROCHO, and JAMES
3 HELVESTON, after having been first duly sworn, were
4 examined and testified as follows:

5 MS. GALIETTA: Again, starting with
6 you Mr. Helveston, are you currently under the
7 influence of any prescription or illicit drugs or
8 alcohol that would impair your ability to make
9 decisions or provide testimony here today?

10 MR. HELVESTON: I assert my privilege.

11 MS. GALIETTA: Mr. Nieves, are you
12 currently under the influence of any prescription or
13 illicit drugs or alcohol that would impair your
14 ability to make decisions or provide testimony here
15 today?

16 MR. NIEVES: I'd like to assert my
17 Fifth Amendment privilege.

18 MS. GALIETTA: Mr. Arocho, are you
19 currently under the influence of any prescription or
20 illicit drugs or alcohol that would impair your
21 ability to make decisions or provide testimony here
22 today?

23 MR. AROCHO: I plead the Fifth.

24 MS. GALIETTA: Now, gentlemen, your
25 testimony here is to be taken under oath in this

1 public hearing. If you answer a question and you
2 know your answer is false, you may be charged with
3 perjury.

4 Do you understand that Mr. Helveston.

5 MR. HELVESTON: I assert my privilege.

6 MS. GALIETTA: Mr. Helveston, if you
7 don't understand, I can repeat the question. Do you
8 understand if you answer a question and you know
9 your answer is false that you could can charged with
10 perjury?

11 MR. HELVESTON: Yes.

12 MS. GALIETTA: Mr. Nieves, do you
13 understand if you answer a question and your answer
14 is false, that you may be charged with perjury, do
15 you understand that?

16 MR. NIEVES: Yes.

17 MS. GALIETTA: Mr. Arocho, if you
18 answer a question and you know your answer is false,
19 you may be charged with perjury; do you understand
20 that?

21 MR. AROCHO: Yes.

22 MS. GALIETTA: Gentlemen, furthermore,
23 you have the right at the conclusion of this hearing
24 to make a brief sworn statement relevant to your
25 testimony for incorporation into this record; do you

1 understand that?

2 Mr. Helveston, do you understand that?

3 MR. HELVESTON: Yes.

4 MS. GALIETTA: Mr. Nieves, do you
5 understand that?

6 MR. NIEVES: Yes.

7 MS. GALIETTA: Mr. Arocho, do you
8 understand that?

9 MR. AROCHO: Yes.

10 MS. GALIETTA: Gentlemen, during your
11 testimony, it is important that you respond
12 verbally. The court reporter can only take down one
13 person's word at a time and cannot take down any
14 nods of the head or any other physical gestures.

15 Do you understand that Mr. Helveston.

16 MR. HELVESTON: Yes.

17 MS. GALIETTA: Mr. Nieves?

18 MR. NIEVES: Yes.

19 MS. GALIETTA: Mr. Arocho?

20 MR. AROCHO: Yes.

21 MS. GALIETTA: Please wait until I
22 have finished my question before answering, the
23 reporter can only take down one person's word at a
24 time. If you do not understand the question, please
25 let me know, and I'll rephrase that question.

1 Do you have any questions with regards
2 to what I just indicated?

3 Mr. Helveston?

4 MR. HELVESTON: No.

5 MS. GALIETTA: Mr. Nieves?

6 MR. NIEVES: No.

7 MS. GALIETTA: Mr. Arocho?

8 MR. AROCHO: No.

9 MS. GALIETTA: It is my understanding
10 that all three of you, Mr. Helveston, Mr. Nieves,
11 and Mr. Arocho, are all present with an attorney; is
12 that correct?

13 Mr. Helveston?

14 MR. HELVESTON: Yes.

15 MS. GALIETTA: Mr. Nieves?

16 MR. NIEVES: Yes.

17 MS. GALIETTA: Mr. Arocho?

18 MR. AROCHO: Yes.

19 MS. GALIETTA: At this time, Counsel,
20 can you place your name on the record.

21 MR. MARTIR: Carlos Martir,
22 M-a-r-t-i-r.

23 MS. GALIETTA: And, Mr. Martir, you
24 represent all three individuals here; is that
25 correct?

1 MR. MARTIR: Correct.

2 MS. GALIETTA: Mr. Helveston, have you
3 had the opportunity to consult with your attorney
4 prior to this session?

5 MR. HELVESTON: Yes.

6 MS. GALIETTA: Mr. Nieves?

7 MR. NIEVES: Yes.

8 MS. GALIETTA: Mr. Arocho?

9 MR. AROCHO: Yes.

10 MS. GALIETTA: Are you satisfied with
11 your attorney's representation, thus far?

12 Mr. Helveston?

13 MR. HELVESTON: Yes.

14 MS. GALIETTA: Mr. Nieves?

15 MR. NIEVES: Yes.

16 MS. GALIETTA: Mr. Arocho?

17 MR. AROCHO: Yes.

18 MS. GALIETTA: Do you need any
19 additional time with your attorney before we get
20 started?

21 Mr. Helveston?

22 MR. HELVESTON: No.

23 MS. GALIETTA: Mr. Nieves?

24 MR. NIEVES: No.

25 MS. GALIETTA: Mr. Arocho?

1 MR. AROCHO: No.

2 MS. GALIETTA: At any point during the
3 course of this hearing you do need an opportunity to
4 speak with your opportunity, just let me know, and
5 Mr. Martir will let me know, as well, and I will
6 give you an opportunity to do that. Do you
7 understand that?

8 Mr. Helveston?

9 MR. HELVESTON: Yes.

10 MS. GALIETTA: Mr. Nieves?

11 MR. NIEVES: Yes.

12 MS. GALIETTA: Mr. Arocho?

13 MR. AROCHO: Yes.

14 MS. GALIETTA: Now, your testimony
15 here today will be taken under oath, as I indicated,
16 and it will be transcribed by a court reporter. If
17 you feel your testimony may tend to incriminate you
18 in criminal conduct, you may refuse to answer the
19 question. Have you gone over that right with your
20 attorney, and are you satisfied with your attorney's
21 representation of that right?

22 Mr. Helveston?

23 MR. HELVESTON: Yes.

24 MS. GALIETTA: Mr. Nieves?

25 MR. NIEVES: Yes.

1 MS. GALIETTA: Mr. Arocho?

2 MR. AROCHO: Yes.

3 MS. GALIETTA: Does anyone have any
4 questions before we get started.

5 Mr. Helveston?

6 MR. HELVESTON: No.

7 MS. GALIETTA: Mr. Nieves?

8 MR. NIEVES: No.

9 MS. GALIETTA: Mr. Arocho?

10 MR. AROCHO: No.

11 BY MS. GALIETTA:

12 Q. Mr. Nieves, can you please state your
13 full name on the record for us?

14 A. Hugo Nieves.

15 Q. And how old are you, Mr. Nieves?

16 A. I wish to assert my Fifth Amendment
17 privilege.

18 Q. Is that to your age, Mr. Nieves?

19 A. Yes. I wish to assert my Fifth
20 Amendment Privilege.

21 Q. Where are you currently employed,
22 Mr. Nieves?

23 A. I wish to assert my Fifth Amendment
24 Privilege.

25 Q. What is your role within the Pagans

1 Motorcycle Club?

2 A. I wish to assert my Fifth Amendment
3 Privilege.

4 Q. Mr. Nieves, are you currently the
5 national vice president of this organization?

6 A. I wish to assert my Fifth Amendment
7 Privilege.

8 Q. Mr. Nieves, are you a Pagans
9 Motorcycle Club member at all?

10 A. I wish to assert my Fifth Amendment
11 Privilege.

12 (At which time, PMC-19 was marked for
13 identification.)

14 BY MS. GALIETTA:

15 Q. Mr. Nieves, I want you to take a look
16 at the screen for me here. Looking at PMC-19, is
17 this a photograph of you at this year's Roar to the
18 Shore in Wildwood wearing what is referred to as
19 Pagan cuts?

20 A. I wish to assert my Fifth Amendment
21 Privilege.

22 Q. Now, Mr. Nieves, you've heard a lot of
23 information about what the Commission has found
24 about the members of the Pagans Motorcycle Club.
25 One of the things we heard was that when you enter

1 the club, Mr. Nieves, you're given specific rules
2 and information on what to do if you get arrested
3 and what to do if you end up in prison. Is this
4 information provided to the members of the Pagans
5 Motorcycle Club, your club, because you expect and
6 know that these members will engage in activities
7 that will result in arrests and, ultimately, their
8 incarceration?

9 A. I wish to assert my Fifth Amendment
10 Privilege.

11 Q. Mr. Nieves, as the national vice
12 president, can you explain why there is such a large
13 number of Pagans Motorcycle Club members that are
14 dealing narcotics within your organization?

15 A. I wish to assert my Fifth Amendment
16 Privilege.

17 Q. In fact, Mr. Nieves, isn't it true
18 that the national president of the organization,
19 Mr. Richter, asked a member with an extensive
20 distribution record to head up the Rhode Island
21 chapter of the Pagans Motorcycle Club?

22 A. I wish to assert my Fifth Amendment
23 Privilege.

24 Q. Mr. Nieves, as a national member of
25 the Pagans Motorcycle Club, as the national vice

1 president, what roles, or what actions have you
2 taken to ensure that those members who engage in
3 criminal activity or illicit activity are removed
4 from the Pagans Motorcycle Club?

5 A. I wish to assert my Fifth Amendment
6 Privilege.

7 Q. Now, Mr. Nieves, what is promised to
8 your members in exchange for their membership dues,
9 the money that is collected?

10 A. I wish to assert my Fifth Amendment
11 Privilege.

12 BY MS. GALIETTA:

13 Q. Mr. Arocho, can you state your full
14 name for the record for us, please?

15 A. Luis Arocho.

16 Q. And how old are you, Mr. Arocho?

17 A. 41.

18 Q. And where are you currently employed?

19 A. I plead the Fifth.

20 Q. What is your role in the Pagans
21 Motorcycle Club?

22 A. I plead the Fifth.

23 Q. Mr. Arocho, are you currently a
24 national or Mother Club member of the Pagans
25 Motorcycle Club?

1 A. I plead the Fifth.

2 (AT WHICH TIME, PMC-20 WAS MARKED FOR
3 identification.)

4 BY MS. GALIETTA:

5 Q. Mr. Arocho, looking at exhibit PMC-20,
6 is this a photo of you in a Pagans jacket at this
7 year's Roar to the Shore in what's known as Pagans
8 cut?

9 A. I plead the Fifth.

10 Q. Now, Mr. Arocho, you were the former
11 president of the Elizabeth chapter around the time
12 of early 2018; is that correct?

13 A. I plead the Fifth.

14 Q. In that time frame, can you explain
15 the recent -- in that time frame the increase of
16 violent attacks that were happening in North Jersey,
17 specifically in the area of which you were
18 president?

19 A. I plead the Fifth.

20 Q. Mr. Arocho, did you have occasion to
21 witness the incident at the gas station in Newark
22 that we just saw moments ago?

23 A. I plead the Fifth.

24 Q. Now, looking at Exhibit 18B, does this
25 individual look familiar to you, Mr. Arocho?

1 A. I plead the Fifth.

2 Q. Mr. Arocho, can you tell me about your
3 relationship with the national president, Keith,
4 "Conan", Richter?

5 A. I plead the Fifth.

6 Q. Mr. Arocho, did you have any role in
7 assisting the organization in establishing the
8 Puerto Rico chapter of the Pagans Motorcycle Club?

9 A. I plead the Fifth.

10 Q. Mr. Arocho, as a member of the Mother
11 Club, what is your responsibility to ensure that the
12 club is not being used to help facilitate illegal or
13 illicit operations, such as narcotics, or some of
14 the other activities that we have heard about today?

15 A. I plead the Fifth.

16 BY MS. GALIETTA:

17 Q. Mr. Helveston, can you state your full
18 name for us?

19 A. James Helveston, Jr.

20 Q. And how old are you?

21 A. 52.

22 Q. Where are you currently employed?

23 A. I plead the Fifth.

24 Q. What is your role within the Pagans
25 Motorcycle Club?

1 A. I plead the Fifth.

2 Q. Mr. Helveston, are you currently the
3 New Jersey president of presidents, a New Jersey
4 POP, as they refer to it, for the Pagans Motorcycle
5 Club?

6 A. I plead the Fifth.

7 (AT which time, PMC-21 was marked for
8 identification.)

9 BY MS. GALIETTA:

10 Q. Looking at exhibit PMC-21, is this a
11 photo of you at the 2019 Roar to the Shore in Pagan
12 colors?

13 A. I plead the Fifth.

14 Q. Now, Mr. Helveston, your club name is
15 "Money"; is that correct?

16 A. I plead the Fifth.

17 Q. Mr. Helveston, in your role, can you
18 tell me about one of your responsibilities, which is
19 to collect weekly dues and payments for most of the
20 New Jersey chapters to hand off eventually to the
21 Mother Club, can you tell me about that?

22 A. I plead the Fifth.

23 Q. Mr. Helveston, can you explain why it
24 is that all members are required to pay in cash for
25 everything that is associated with the club?

1 A. I plead the Fifth.

2 Q. Mr. Helveston, what system is put in
3 place to account for the money that is collected
4 from all of the Pagans Motorcycle Club members in
5 the event that the source of that money is
6 questioned?

7 A. I plead the Fifth.

8 Q. Now, what system is put in place to
9 account for how the money is used in the event that
10 a club member questions the use of those funds or
11 puts forward a claim against the club itself?

12 A. I plead the Fifth.

13 Q. Now, is the Mother Club or certain
14 ranks within the Mother Club, that national club,
15 compensated for their roles?

16 A. I plead the Fifth.

17 Q. Do you or any other Pagan Motorcycle
18 Club members use your personal bank accounts for
19 club business?

20 A. I plead the Fifth.

21 Q. I'll ask you this, Mr. Helveston, do
22 you own a motorcycle?

23 A. I plead the fifth.

24 MS. GALIETTA: Mr. Nieves, do you own
25 a motorcycle?

1 MR. NIEVES: I plead the Fifth.

2 MS. GALIETTA: Mr. Arocho, do you own
3 a motorcycle?

4 MR. AROCHO: I plead the Fifth.

5 MS. GALIETTA: Thank you, gentlemen.

6 Gentlemen, at this time I'm going to
7 turn it over to the commissioners if the
8 commissioners have any questions for you.

9 COMMISSIONER SCANCARELLA:
10 Commissioner Burzichelli?

11 COMMISSIONER BURZICHELLI: Good
12 afternoon, gentlemen. We have seen a lot of
13 disturbing video presentations today, audio accounts
14 from members related to illicit conduct allegedly
15 associated with members of the organization, I'd
16 like to give you an opportunity, I know you
17 exercised your Fifth Amendment, which every American
18 is entitled to, I want to give you the opportunity
19 to respond to these testimony and allegations and
20 facts here today, to explain did the Commission get
21 it wrong? Is there something you want to weigh in
22 on that sheds light on the role and purpose of the
23 Pagans Motorcycle Club.

24 Mr. Helveston?

25 MR. HELVESTON: I plead the Fifth.

1 COMMISSIONER BURZICHELLI: Mr. Nieves?

2 MR. NIEVES: All I will say is that it
3 is not the policy of this club for anybody to engage
4 in any criminal activity.

5 COMMISSIONER BURZICHELLI:

6 Mr. Nieves --

7 MR. NIEVES: And that's all I'll say
8 about that.

9 COMMISSIONER BURZICHELLI: All right.
10 Thank you.

11 Mr. -- and I'm going to mispronounce
12 your name and I apologize, Arocho, same question I
13 asked your colleagues.

14 MR. AROCHO: I plead the Fifth.

15 COMMISSIONER BURZICHELLI: Thank you,
16 sir. Thank you.

17 COMMISSIONER HOFFMAN: No questions.

18 COMMISSIONER IANNACONE: No questions.

19 MR. SEGLEM: Thank you. Thank you
20 counselor.

21 That will conclude this hearing, but
22 before we adjourn, just a few observations, as I
23 indicated at the outset, this hearing is just one
24 part of an ongoing investigative project by the SCI
25 to profile the full spectrum of criminal activity

1 and related activity in New Jersey, it goes to our
2 core mission as an independent factfinding agency,
3 and in the coming months we intend to prepare a
4 written report that will, in greater detail, examine
5 the status and threat posed by outlaw motorcycle
6 gangs, including, of course, the Pagans, so stay
7 tuned.

8 I'd also like to thank everyone who
9 participated in this proceeding, particularly, those
10 representing our partners in law enforcement and to
11 the SCI's entire staff, especially those on the
12 investigative team led by Counsel Marian Galietta,
13 thank you for a job well done.

14 Mr. Chairman, commissioners, would you
15 like to add anything to that?

16 COMMISSIONER BURZICHELLI: I want to
17 thank the hard work of the Commission, of our
18 counsel who lead this, they did a great job.

19 I want to also thank Lee who's served
20 the Commission for 25 years who's recently announced
21 his retirement. It's a tremendous loss for the
22 people of the State of New Jersey, and I just want
23 to thank him for his service through all of us.

24 MR. SEGLEM: Thank you, Commissioner.

25 This hearing stands adjourned.

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(At which time, the proceeding
concluded at 1:00 p.m.)

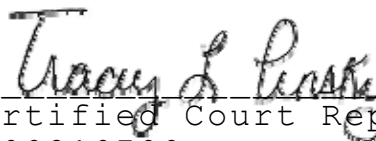
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C E R T I F I C A T E

I, Tracey L. Pinsky, a Certified Court Reporter and Notary Public of the State of New Jersey, do hereby certify that prior to the commencement of the examination, the witness and/or witnesses were sworn by me to testify to the truth and nothing but the truth.

I do further certify that the foregoing is a true and accurate computer-aided transcript of the testimony as taken stenographically by and before me at the time, place and on the date hereinbefore set forth.

I do further certify that I am neither of counsel nor attorney for any party in this action and that I am not interested in the event nor outcome of this litigation.



Certified Court Reporter
XI00219700
Notary Public of New Jersey
My commission expires 12-9-22



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