

FILED

MAY 14 2010

**SUPERIOR COURT
CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ585-10-2

Superior Court

Docket Number 10-05-00057-S

STATE OF NEW JERSEY)

v.)

INDICTMENT

JOSEPH DI NAPOLI)

MATTHEW MADONNA)

RALPH V. PERNA)

NICODEMO SCARFO, JR.)

JOSEPH M. PERNA)

MICHAEL CETTA)

FRANK CETTA)

JOHN G. PERNA)

RALPH M. PERNA)

JOHN MANGRELLA)
AKA "Blackie")

GARY MEDURE)

ELLIOT PORCO)

MARTIN TACCETTA)

ANTONIO RUSSO)
AKA "CURLY")

ALFONSO CATALDO)
AKA "TIC")

MICHAEL RAMUNO, III)

RONALD SCRIPPS)
GIANNI IACOVO)
ROBERT DECRESCENZO)
CHARLES BOLOGNA)
JAMES FURFARO)
ROBERT ROMANO)
JOHN TURI)
MICHAEL MAFFUCCI)
GEORGE MAIORANO)
BLERIM IBRIAMI)
SHPETIM HANI)
AKA "TIM")
ROSANNA PERNA)
VITA CETTA)
EDWIN SPEARS)
SAMUEL A. JULIANO)
MICHAEL BRUINTON)
AKA "MAC")
DWAYNE SPEARS)
and)
KRISTEN GILLIAM)

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

COUNT ONE

(Racketeering - First Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI
MICHAEL MAFFUCCI
GEORGE MAIORANO
BLERIM IBRIAMI
SHPETIM HANI
ROSANNA PERNA
VITA CETTA
EDWIN SPEARS
SAMUEL A. JULIANO
MICHAEL BRUINTON
DWAYNE SPEARS
and
KRISTEN GILLIAM

who are named as the defendants herein, and other persons whose identities are known and unknown to the Grand Jurors, who are co-conspirators and members of the criminal enterprise but not named as defendants herein, at the times and places herein specified, did commit the crime of racketeering, that is, the defendants and other persons employed by or associated with an enterprise engaged in or the activities of which affected trade or commerce, purposely or knowingly did conduct or participate directly or indirectly, or did conspire in the conduct of the enterprise's affairs through a pattern of racketeering activity, in violation

of N.J.S.A. 2C:41-2c and N.J.S.A. 2C:41-2d, all as hereinafter described.

THE RELEVANT TIMES

1. The predicate criminal activity occurred between in or about January 2005, and in or about April 2010.

THE RELEVANT PLACES

2. The predicate criminal activity took place at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, at the City of Rahway, in the County of Union, in the

State of New York, in the Commonwealth of Pennsylvania,
elsewhere, and within the jurisdiction of this Court.

THE ENTERPRISE

3. JOSEPH DI NAPOLI, MATTHEW MADONNA, RALPH V. PERNA, NICODEMO SCARFO, JR., JOSEPH M. PERNA, MICHAEL CETTA, FRANK CETTA, JOHN G. PERNA, RALPH M. PERNA, JOHN MANGRELLA, GARY MEDURE, ELLIOT PORCO, MARTIN TACCETTA, ANTONIO RUSSO, ALFONSO CATALDO, MICHAEL RAMUNO, III, RONALD SCRIPPS, GIANNI IACOVO, ROBERT DECRESCENZO, CHARLES BOLOGNA, JAMES FURFARO, ROBERT ROMANO, JOHN TURI, MICHAEL MAFFUCCI, GEORGE MAIORANO, BLERIM IBRIAMI, SHPETIM HANI, ROSANNA PERNA, VITA CETTA, EDWIN SPEARS, SAMUEL A. JULIANO, MICHAEL BRUINTON, DWAYNE SPEARS, KRISTEN GILLIAM, all of whom are co-conspirators, and Francine Hightower who is a co-conspirator and member of the enterprise, but not charged in this indictment, and other persons whose identities are both known and unknown to the State Grand Jurors, would constitute an enterprise within the meaning of N.J.S.A. 2C:41-1c, that is, a union or group of individuals associated in fact, or associates thereof, which, among other names, members or associates thereof self identified as the "Lucchese" organized crime family or the "Nine-Trey Gangster Bloods," for the purposes set forth below.

THE PURPOSES OF THE ENTERPRISE

The purposes of the enterprise would include the maintenance of its strength and the assurance of its perpetuation through specific rules and protocols applicable to its members and associates, including: discussing matters pertaining to the operation, conduct and control of the enterprise with no one other than members or highly trusted associates of the enterprise; resolving disputes or seeking direction from superiors within the enterprise through a specific chain of command; enforcing the protocols of the enterprise through any means necessary, including threats or use of violence; keeping a member's immediate supervisor within the enterprise informed of illegal activities and law enforcement activities targeting the enterprise; collectively generating income on behalf of and for the benefit the enterprise through various illicit schemes; and dividing proceeds from enterprise members' criminal activities in accordance with enterprise protocol. A further purpose of the enterprise would be to shield its operation from detection by law enforcement authorities by, among other means: using code names when communicating; resorting to in-person meetings; using wireless telephones in fictitious or nominee names; prohibiting membership or association in the enterprise to those who may have law enforcement familial relationships or familial relationships with those who may have cooperated with law enforcement.

THE PATTERN OF RACKETEERING ACTIVITY

The pattern of racketeering activity, as defined in N.J.S.A. 2C:41-1d, engaged in by members of the enterprise, did consist of at least two incidents of racketeering conduct during the relevant time period stated above, including but not limited to: gambling offenses in violation of N.J.S.A. 2C:37-1 et seq., theft offenses in violation of N.J.S.A. 2C:20-1 et seq., aggravated assault in violation of N.J.S.A. 2C:12-1b(1), forgery and fraudulent practices in violation of N.J.S.A. 2C:21-1 et seq., failure to file tax returns or reports in violation of N.J.S.A. 54:52-8, failure to pay gross income taxes in violation of N.J.S.A. 54:52-9, bribery in violation of N.J.S.A. 2C:27-2, possession with intent to distribute controlled dangerous substances in violation of N.J.S.A. 2C:35-5 et seq., unlawful use of firearms in violation of N.J.S.A. 2C:39-1 et seq., money laundering in violation of N.J.S.A. 2C:21-25, involving property valued in excess of \$500,000, and conspiracy to commit the foregoing crimes in violation of N.J.S.A. 2C:5-2, primarily in the following ways:

JOSEPH DI NAPOLI

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by

deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

MATTHEW MADONNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

RALPH V. PERNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11,

12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

NICODEMO SCARFO, JR.

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

JOSEPH M. PERNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, distribution of controlled dangerous substance, bribery, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 33, and 34 of this Indictment, as well as other conduct.

MICHAEL CETTA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, distribution of controlled dangerous substance, bribery, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 33, and 34 of this Indictment, as well as other conduct.

FRANK CETTA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

JOHN G. PERNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling,

possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

RALPH M. PERNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

JOHN MANGRELLA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering,

all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

GARY MEDURE

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ELLIOT PORCO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

MARTIN TACCETTA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ANTONIO RUSSO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ALFONSO CATALDO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated

assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

MICHAEL RAMUNO III

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

RONALD SCRIPPS

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11,

12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

GIANNI IACOVO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ROBERT DECRESCENZO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

CHARLES BOLOGNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

JAMES FURFARO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ROBERT ROMANO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated

assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

JOHN TURI

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

MICHAEL MAFFUCCI

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11,

12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

GEORGE MAIORANO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

BLERIM IBRIAMI

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

SHPETIM HANI

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

ROSANNA PERNA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

VITA CETTA

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of promoting gambling, possession of gambling records, theft by extortion, aggravated

assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, failure to pay gross income tax, and money laundering, all of which is the subject of Counts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 33, and 34 of this Indictment, as well as other conduct.

EDWIN SPEARS

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of distribution of controlled dangerous substance, bribery, and money laundering, all of which is the subject of Counts 19, 21, 33, and 34 of this Indictment, as well as other conduct.

SAMUEL A. JULIANO

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of distribution of controlled dangerous substance, bribery, possession with the intent to distribute a controlled dangerous substance, unlawful use of firearms, unlawful possession of destructive devices or explosives, and money laundering, all of which is the subject of Counts 19, 21, 23, 24, 26, 27, 28, 30, 31, 32, 33, and 34 of this Indictment, as well as other conduct.

MICHAEL BRUINTON

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of distribution of controlled

dangerous substance, bribery, and money laundering, all of which is the subject of Counts 19, 21, 33, and 34 of this Indictment, as well as other conduct.

DWAYNE SPEARS

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of distribution of controlled dangerous substance, bribery, and money laundering, all of which is the subject of Counts 19, 21, 33, and 34 of this Indictment, as well as other conduct.

KRISTEN GILLIAM

did commit the racketeering conduct by engaging in and or conspiring to commit repeated acts of distribution of controlled dangerous substance, bribery, and money laundering, all of which is the subject of Counts 19, 21, 33, and 34 of this Indictment, as well as other conduct.

All in violation of N.J.S.A. 2C:41-2c, N.J.S.A. 2C:41-2d, and against the peace of this State, the government and dignity of the same.

FORFEITURES

1. All allegations heretofore set forth are hereby incorporated by reference and re-alleged as if fully set forth herein, for the purpose of alleging forfeitures pursuant to N.J.S.A. 2C:41-3b.

2. The defendants have property constituting:

A. Interests, including money and other things of value, established, acquired, maintained, operated, controlled, conducted, or participated in violation of N.J.S.A. 2C:41-2c, and N.J.S.A. 2C:41-2d.

3. The said interests, all subject to forfeiture to the State of New Jersey, shall expressly include all items of real and personal property detailed within the attached "Appendix A" to this indictment which are incorporated herein as if set forth in full.

COUNT TWO

(Leader of Organized Crime - Second Degree)

JOSEPH DI NAPOLI

and

MATTHEW MADONNA

between in or about January 2005, and in or about April 2010, at the Township of Galloway, at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Town of Morristown, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, were leaders of organized of

organized crime, in that the said JOSEPH DI NAPOLI and MATTHEW MADONNA purposely did conspire with others whose identities are both known and unknown to the Grand Jurors, who compromised an illegal enterprise of individuals associated in fact, which referred to itself as the Lucchese organized crime family, as an organizer, supervisor, and manger, to commit a continuing series of crimes which would constitute a pattern or racketeering activity, pursuant to the provisions of N.J.S.A. 2C:41-1a and d, all of which is described in Count One of this Indictment and incorporated herein by reference, contrary to the provisions of N.J.S.A. 2C:5-2g and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Leader of Organized Crime - Second Degree)

RALPH V. PERNA

between in or about January 2005, and in or about April 2010, at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Town of Morristown, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, was a leader of organized of organized crime, in that the said RALPH V. PERNA purposely did conspire with others whose identities are both known and unknown

to the Grand Jurors, who compromised an illegal enterprise of individuals associated in fact, which referred to itself as the Lucchese organized crime family, as an organizer, supervisor, and manger, to commit a continuing series of crimes which would constitute a pattern or racketeering activity, pursuant to the provisions of N.J.S.A. 2C:41-1a and d, all of which is described in Count One of this Indictment and incorporated herein by reference, contrary to the provisions of N.J.S.A. 2C:5-2g, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Conspiracy - Second Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI

MICHAEL MAFFUCCI

GEORGE MAIORANO

BLERIM IBRIAMI

SHPETIM HANI

VITA CETTA

and

ROSANNA PERNA

who are named as the defendants herein, and other persons whose identities are known and unknown to the Grand Jurors, who are co-conspirators and members of the criminal enterprise but not named as defendants herein, between in or about January 2005, and in or about April 2010, at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the

Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of promoting gambling, possession of gambling records, theft by extortion, aggravated assault, possession of a weapon for an unlawful purpose, theft by deception, falsifying records, failure to file tax returns, and failure to pay gross income tax, did agree that:

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

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

1. Knowingly to accept or receive money or other property, pursuant to an agreement or understanding with any person, whereby one or more of them would participate in the proceeds of gambling activity or engage in conduct which would materially aid gambling activity, by engaging in or materially aiding bookmaking to the extent that one or more of them received or accepted in any one day more than five bets totaling more than \$1,000, or by receiving, in connection with an illegal lottery, policy scheme or enterprise, money or written records from a

person other than a player whose chances or plays are represented by such money or records, or more than \$100 in any one day of money played in such illegal lottery, policy scheme or enterprise, contrary to the provisions of N.J.S.A. 2C:37-2a(1), N.J.S.A. 2C:37-2a(2), N.J.S.A. 2C:37-2b(1), and 2C:37-2b(2).

2. Knowingly, with knowledge of the contents thereof, to possess a writing, paper, instrument or article of a kind commonly used in the operation or promotion of a bookmaking scheme or enterprise, constituting, reflecting or representing more than five bets totaling more than \$1000, or of a kind commonly used in the operation, promotion or playing of a lottery or a policy scheme or enterprise, which constitute, reflect, or represent more than 100 plays or chances therein, contrary to the provisions of N.J.S.A. 2C:37-3a(1) and N.J.S.A. 2C:37-3a(2).

3. Purposely to obtain by extortion property of another, that is, U.S. currency, by purposely threatening to inflict bodily injury on, physically confine or restrain anyone or commit any other criminal offense, contrary to the provisions of N.J.S.A. 2C:20-5.

4. Purposely to attempt to cause serious bodily injury to another, contrary to the provisions of N.J.S.A. 2C:12-1b(1).

5. To possess a certain weapon, that is, a knife, with the purpose to use it unlawfully against the person or property of another, contrary to the provisions of N.J.S.A. 2C:39-4d.

6. Purposely to obtain the property of another having a value of \$75,000 or more, by deception, contrary to the provisions of N.J.S.A. 2C:20-4.

7. With purpose to deceive or injure another or to conceal a wrongdoing, to falsify or utter a writing or record knowing it to contain a false statement or information, contrary to the provisions of N.J.S.A. 2C:21-4a.

8. Knowingly, with intent to defraud the State or to evade, avoid, or otherwise not make timely payment of any tax, fee, penalty, interest, or any part thereof which shall be due pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], to fail to file a tax return as required to be filed pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], contrary to the provisions of N.J.S.A. 54:52-8.

9. Knowingly, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1 et seq., to fail to pay and turn over

the gross income taxes due, contrary to the provisions of
N.J.S.A. 54:52-9.

All in violation of N.J.S.A. 2C:5-2, and against the peace
of this State, the government and dignity of the same.

COUNT FIVE

(Promoting Gambling - Third Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI

MICHAEL MAFFUCCI

GEORGE MAIORANO

BLERIM IBRIAMI

SHPETIM HANI

VITA CETTA

and

ROSANNA PERNA

between in or about January 2005, and in or about April 2010, at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County

of Passaic, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, did promote gambling by knowingly accepting or receiving money or other property, pursuant to an agreement or understanding with any person whereby the said defendants did or would participate in the proceeds of gambling activity or did knowingly engage in conduct which materially aided any form of gambling activity including but not limited to conduct directed toward the creation or establishment of a particular game, contest, scheme, device or activity involved, towards the solicitation or inducement of persons to participate therein, toward the arrangement of any of its financial or recording phases, or toward any other phase of its operation, by engaging in bookmaking and receiving or accepting in any one day more than five bets totaling more than \$1000, or by receiving, in connection with an illegal lottery, policy scheme or enterprise, money or written records from a person other than a player whose chances or plays are represented by such money or records, or more than \$100 in any one day of money played in such illegal lottery, policy scheme or enterprise, contrary to the provisions of N.J.S.A. 2C:37-2a(1), N.J.S.A. 2C:37-2a(2), N.J.S.A. 2C:37-2b(1), 2C:37-2b(2), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity fo the same.

COUNT SIX

(Possession of Gambling Records - Third Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI

MICHAEL MAFFUCCI

GEORGE MAIORANO

BLERIM IBRIAMI

SHPETIM HANI

VITA CETTA

and

ROSANNA PERNA

between in or about January 2005, and in or about April 2010, at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, in the

Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, with knowledge of the contents thereof, did possess a writing, paper, instrument or article of a kind commonly used in the operation or promotion of a bookmaking scheme or enterprise, constituting, reflecting or representing more than five bets totaling more than \$1000, or of a kind commonly used in the operation, promotion or playing of a lottery or a policy scheme or enterprise, which constitute, reflect, or represent more than 100 plays or chances therein, contrary to the provisions of N.J.S.A. 2C:37-3a(1), 2C:37-3a(2) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Attempted Theft by Extortion - Second Degree)

JOSEPH M. PERNA

JOHN G. PERNA

MICHAEL CETTA

GIANNI IACOVO

JAMES FURFARO

and

ROBERT ROMANO

between in or about June 2007, and in or about December 2007, at the Borough of Elmwood Park, at the Borough of Fort Lee, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, elsewhere, and within the jurisdiction of this Court, purposely did attempt to obtain by extortion property of another, that is, U.S. currency, by purposely attempting to threaten to inflict

bodily injury on, physically confine or restrain anyone or commit any other criminal offense, contrary to the provisions of N.J.S.A. 2C:20-5, N.J.S.A. 2C:5-1 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Aggravated Assault - Second Degree)

JOSEPH M. PERNA

JOHN G. PERNA

MICHAEL CETTA

GIANNI IACOVO

JAMES FURFARO

and

ROBERT ROMANO

between in or about June 2007, and in or about December 2007, at the Borough of Elmwood Park, at the Borough of Fort Lee, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Hanover, at the Borough of Florham Park, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, elsewhere, and within the jurisdiction of this Court, purposely did attempt to cause serious bodily injury to another, contrary

to the provisions of N.J.S.A. 2C:12-1b(1), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Possession of a Weapon For Unlawful Purposes - Third Degree)

JOHN G. PERNA

and

ROBERT ROMANO

on or about September 7, 2007, at the Borough of Fort Lee, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, did possess a certain weapon, that is, a knife, with the purpose to use it unlawfully against the person or property of another, contrary to the provisions of N.J.S.A. 2C:39-4d and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Theft by Deception - Second Degree)

JOSEPH M. PERNA

between in or about March 2005, and in or about September 2006, at the Borough of Franklin Lakes, and at the Borough of Glen Rock, both in the County of Bergen, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, purposely did obtain the property of the Washington Mutual Bank having a value of approximately \$426,600, by deception, that is, by creating or reinforcing the false impression through the execution of various application documents in connection with Washington Mutual Bank mortgage loan 03-2386-068873192-6, attesting that the said JOSEPH M. PERNA had specific employment and lawful income in support of said mortgage loan,

WHEREAS, IN TRUTH AND IN FACT, as the said JOSEPH M. PERNA well knew, he was not employed by the entity nor did he receive the stated income identified in the documents he executed in support of the Washington Mutual Bank mortgage loan 03-2386-068873192-6, contrary to the provisions of N.J.S.A. 2C:20-4 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Falsifying Records - Fourth Degree)

JOSEPH M. PERNA

between in or about March 2005, and in or about September 2006, at the Borough of Franklin Lakes, and at the Borough of Glen Rock, both in the County of Bergen, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, with purpose to deceive or injure another or to conceal a wrongdoing, did falsify or utter a writing or record knowing it to contain a false statement or information, that is, various application documents in connection with Washington Mutual Bank home mortgage 03-2386-068873192-6, attesting that the said JOSEPH M. PERNA had specific employment and lawful income in support of said mortgage loan, contrary to the provisions of N.J.S.A. 2C:21-4a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Theft by Deception - Second Degree)

JOSEPH M. PERNA

and

ROSANNA PERNA

between in or about September 2006, and in or about February 2009, at the Borough of Franklin Lakes, at the Borough of Glen Rock, and at the Borough of River Edge, all in the County of Bergen, at the Borough of North Haledon, in the County of Passaic, in the State of New York, elsewhere, and within the jurisdiction of this Court, purposely did obtain the property of the Argent Mortgage Company, LLC, and Countrywide Home Loans having a value of approximately \$475,000, by deception, that is, by creating or reinforcing the false impression through the execution of various application documents in connection with mortgage loan 73825289, attesting that the said JOSEPH M. PERNA and ROSANNA PERNA had specific employment and lawful income in support of said mortgage loan,

WHEREAS, IN TRUTH AND IN FACT, as the said JOSEPH M. PERNA and ROSANNA PERNA well knew, they were not employed by the entities nor did they receive the stated income identified in the documents they executed in support of mortgage loan 73825289,

contrary to the provisions of N.J.S.A. 2C:20-4 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Falsifying Records - Fourth Degree)

JOSEPH M. PERNA

and

ROSANNA PERNA

between in or about September 2006, and in or about February 2009, at the Borough of Franklin Lakes, at the Borough of Glen Rock, and at the Borough of River Edge, all in the County of Bergen, at the Borough of North Haledon, in the County of Passaic, in the State of New York, elsewhere, and within the jurisdiction of this Court, with purpose to deceive or injure another or to conceal a wrongdoing, did falsify or utter a writing or record knowing it to contain a false statement or information, that is, various application documents in connection with Argent Mortgage Company, LLC, and Countrywide Home Loans mortgage loan 73825289, attesting that the said JOSEPH M. PERNA and ROSANNA PERNA had specific employment and lawful income in support of said loan, contrary to the provisions of N.J.S.A. 2C:21-4a and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Failure to File Tax Return - Third Degree)

JOSEPH M. PERNA

and

ROSANNA PERNA

between in or about January 2005, and in or about April 2010, at the Borough of Franklin Lakes, at the Borough of Glen Rock, and at the Borough of River Edge, all in the County of Bergen, at the Borough of North Haledon, in the County of Passaic, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with intent to defraud the State or to evade, avoid, or otherwise not make timely payment of any tax, fee, penalty, interest, or any part thereof which shall be due pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], did fail to file a tax return for the calendar years ending 2005 and 2007, as required to be filed pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], contrary to the provisions of N.J.S.A. 54:52-8 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIFTEEN

(Failure to Pay Gross Income Tax - Third Degree)

JOSEPH M. PERNA

and

ROSANNA PERNA

between in or about January 2005, and in or about April 2010, at the Borough of Franklin Lakes, at the Borough of Glen Rock, and at the Borough of River Edge, all in the County of Bergen, at the Borough of North Haledon, in the County of Passaic, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1 et seq., for the calendar years ending 2005, 2006 and 2007, did fail to pay and turn over the gross income taxes due, contrary to the provisions of N.J.S.A. 54:52-9 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SIXTEEN

(Failure to Pay Gross Income Tax - Third Degree)

RALPH M. PERNA

between in or about January 2005, and in or about April 2010, at the Township of West Caldwell, in the County of Essex, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1 et seq., for the calendar years ending 2005, 2006 and 2007, did fail to pay and turn over the gross income taxes due, contrary to the provisions of N.J.S.A. 54:52-9, and against the peace of this State, the government and dignity of the same.

COUNT SEVENTEEN

(Failure to File Tax Return - Third Degree)

MICHAEL CETTA

and

VITA CETTA

between in or about January 2007, and in or about April 2010, at the Township of Wyckoff, in the County of Bergen, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with intent to defraud the State or to evade, avoid, or otherwise not make timely payment of any tax, fee, penalty, interest, or any part thereof which shall be due pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], did fail to file a tax return for the calendar year ending 2007, as required to be filed pursuant to the provisions of the State Tax Uniform Procedure law [R.S. 54:48-1 et seq], contrary to the provisions of N.J.S.A. 54:52-8 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHTEEN

(Failure to Pay Gross Income Tax - Third Degree)

MICHAEL CETTA

and

VITA CETTA

between in or about January 2005, and in or about April 2010, at the Township of Wyckoff, in the County of Bergen, at the City of Trenton, in the County of Mercer, elsewhere, and within the jurisdiction of this Court, with intent to evade, avoid or otherwise not make timely payment of the tax required to be paid pursuant to N.J.S.A. 54:48-1 et seq., for the calendar years ending 2005, 2006 and 2007, did fail to pay and turn over the gross income taxes due, contrary to the provisions of N.J.S.A. 54:52-9 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINETEEN

(Conspiracy - Second Degree)

JOSEPH M. PERNA

MICHAEL CETTA

EDWIN SPEARS

SAMUEL A. JULIANO

MICHAEL BRUINTON

DWAYNE SPEARS

and

KRISTEN GILLIAM

who are named as the defendants herein, and other persons whose identities are known and unknown to the Grand Jurors, who are co-conspirators and members of the criminal enterprise but not named as defendants herein, between in or about June 2005, and in or about December 2007, at the Borough of Glen Rock, and at the Township of Wyckoff, both in the County of Bergen, at the Borough of Glen Ridge, in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, at the City of Rahway, in the County of Union, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of distribution of a

controlled dangerous substance, official misconduct, bribery and the unlawful possession of electronic devices in correctional facilities, did agree that:

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

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

1. Knowingly or purposely to distribute a controlled dangerous substance, that is:

A. Heroin, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5(a)(1) and N.J.S.A. 2C:35-5(b)(2).

B. Marijuana, in a quantity of one ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5(a)(1) and N.J.S.A. 2C:35-5(b)(11).

2. Knowingly, in the capacity of a public servant, to commit an unauthorized act relating to said public office with purpose to obtain a benefit for themselves or another, or knowingly to refrain from performing a duty imposed by law or which clearly inherent in the nature of said public office, contrary to the provisions of N.J.S.A. 2C:30-2.

3. Knowingly, directly or indirectly, to offer, confer, agree to confer upon another or to solicit, accept, or agree to accept from another a benefit as consideration for a

violation of an official duty of a public servant, contrary to the provisions of N.J.S.A. 2C:27-2.

4. Knowingly to possess an electronic communication device, that is, a wireless telephone, while confined in a State correctional facility, contrary to the provisions of N.J.S.A. 2C:29-10(b).

All in violation of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY

(Official Misconduct - Second Degree)

JOSEPH M. PERNA

MICHAEL CETTA

EDWIN SPEARS

SAMUEL A. JULIANO

MICHAEL BRUINTON

DWAYNE SPEARS

and

KRISTEN GILLIAM

between in or about June 2005, and in or about December 2007, at the Borough of Glen Rock, and at the Township of Wyckoff, both in the County of Bergen, at the Borough of Glen Ridge, in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, at the City of Rahway, in the County of Union, elsewhere, and within the jurisdiction of this Court, the said MICHAEL BRUINTON being a public servant, that is, a sworn law enforcement officer with the New Jersey Department of Corrections, having thereby the official functions and duties, among others, to display good faith, honesty and integrity, to be impervious to corrupting influences and to refrain from

soliciting or accepting from any person anything of value for the performance of or for refraining from the performance of his duties or for violation thereof, and acting with a purpose to obtain a benefit for himself or others, did commit acts relating to his office constituting unauthorized acts or did refrain from performing a duty imposed upon him by law or clearly inherent in the nature of his office, that is, the said MICHAEL BRUINTON knowingly did use his position as a State Corrections Officer to smuggle contraband, including but not limited to narcotics and electronic devices into the East Jersey State correctional facility in exchange for U.S. currency, and thereby did aid his coconspirators in the operation of an illegal narcotics and electronics device distribution scheme within the State Prison system, contrary to the provisions of N.J.S.A. 2C:30-2 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-ONE

(Bribery - Second Degree)

JOSEPH M. PERNA

MICHAEL CETTA

EDWIN SPEARS

SAMUEL A. JULIANO

MICHAEL BRUINTON

DWAYNE SPEARS

and

KRISTEN GILLIAM

between in or about June 2005, and in or about December 2007, at the Borough of Glen Rock, and at the Township of Wyckoff, both in the County of Bergen, at the Borough of Glen Ridge, in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, at the City of Rahway, in the County of Union, elsewhere, and within the jurisdiction of this Court, knowingly did directly or indirectly offer, confer, agree to confer upon another or solicit, accept, or agree to accept from another a benefit for consideration for a violation of an official duty of a public servant, that is, the said JOSEPH M. PERNA, MICHAEL CETTA, EDWIN SPEARS, SAMUEL A. JULIANO, DWAYNE

SPEARS, and KRISTEN GILLIAM, knowingly did, directly or indirectly, offer, confer, or agree to confer upon the said MICHAEL BRUINTON, a public servant in his capacity as a sworn law enforcement officer with the New Jersey Department of Corrections, who knowingly did directly or indirectly solicit, accept, or agree to accept a benefit having a value in excess of \$200, as consideration for the violation of an official duty of the public servant, contrary to the provisions of N.J.S.A. 2C:27-2(c) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-TWO

(Unlawful Possession of Certain Electronic Devices in
Correctional Facilities - Third Degree)

JOSEPH M. PERNA

MICHAEL CETTA

EDWIN SPEARS

SAMUEL A. JULIANO

MICHAEL BRUINTON

DWAYNE SPEARS

and

KRISTEN GILLIAM

between in or about July 2007, and in or about December 2007, at the Borough of Glen Rock, and at the Township of Wyckoff, both in the County of Bergen, at the Borough of Glen Ridge, in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Town of Morristown, in the County of Morris, at the Borough of North Haledon, in the County of Passaic, at the City of Rahway, in the County of Union, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess an electronic communication device, that is, a wireless telephone, while confined in the East Jersey State Prison, a State correctional facility, contrary to the provisions of N.J.S.A. 2C:29-10(b) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-THREE

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

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, Oxycodone, a Schedule II Narcotic Drug, in a quantity of one ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5(a)(1) and N.J.S.A. 2C:35-5(b)(4), and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-FOUR

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

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, cocaine, in an aggregate quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2) and N.J.S.A. 2C:35-5c, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-FIVE

(Possession of a Controlled
Dangerous Substance - Third Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did possess controlled dangerous substances, that is, cocaine and Oxycodone, both Schedule II controlled dangerous substances, contrary to the provisions of N.J.S.A. 2C:35-10a(1), and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-SIX

(Certain Persons Not To Have Weapons - Second Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, having been previously convicted of the crime of burglary (N.J.S.A. 2C:18-2) on Union County Indictment UNN-95-07-00796-I, did possess certain firearms, that is, one .357 caliber Dan Wesson handgun, with a defaced serial number, one .32 caliber Amadeo Rossi & CIA hand gun, serial number 2175, one double barrel Ithaca shotgun, serial number 194523, and one .22 single shot Winchester rifle, model number 60, contrary to the provisions of N.J.S.A. 2C:39-7b, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-SEVEN

(Unlawful Possession of a Weapon - Third Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess certain weapons, that is, one .357 caliber Dan Wesson handgun, with a defaced serial number, and one .32 caliber Amadeo Rossi & CIA hand gun, serial number 2175, without first having obtained a permit to carry same as provided in N.J.S.A. 2C:58-4, contrary to the provisions of N.J.S.A. 2C:39-5b, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-EIGHT

(Unlawful Possession of a Weapon - Third Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess certain weapons, that is, one double barrel Ithaca shotgun, serial number 194523, and one .22 single shot Winchester rifle, model number 60, without first having obtained a firearms purchaser identification card, as provided in N.J.S.A. 2C:58-3, contrary to the provisions of N.J.S.A. 2C:39-5c, and against the peace of this State, the government and dignity of the same.

COUNT TWENTY-NINE

(Prohibited Weapon - Third Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess a destructive device, that is, one incendiary bomb or military grenade, contrary to the provisions of N.J.S.A. 2C:39-3a, and against the peace of this State, the government and dignity of same.

COUNT THIRTY

(Possession of Weapons During Commission
of Certain Crimes - Second Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess certain firearms, that is, one .357 caliber Dan Wesson handgun, defaced serial number, one .32 caliber Amadeo Rossi & CIA hand gun, serial number 2175, one double barrel Ithaca shotgun, serial number 194523, and one .22 single shot Winchester rifle, model number 60, while in the course of committing or attempting to commit or conspiring to commit violations of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:39-4.1(a), and against the peace of this State, the government and dignity of the same.

COUNT THIRTY-ONE

(Prohibited Weapon - Fourth Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess a defaced firearm, that is, .357 caliber Dan Wesson handgun, contrary to the provisions of N.J.S.A. 2C:39-3d, and against the peace of this State, the government and dignity of same.

COUNT THIRTY-TWO

(Prohibited Weapon - Fourth Degree)

SAMUEL A. JULIANO

on or about December 6, 2007, at the Borough of Glen Ridge, in the County of Essex, elsewhere, and within the jurisdiction of this Court, knowingly did possess dum dum bullets, that is, one box of fifty, .357 Magnum 110 GR jacketed hollow point bullets, contrary to the provisions of N.J.S.A. 2C:39-3f, and against the peace of this State, the government and dignity of same.

COUNT THIRTY-THREE

(Conspiracy - First Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI
MICHAEL MAFFUCCI
GEORGE MAIORANO
BLERIM IBRIAMI
SHPETIM HANI
ROSANNA PERNA
VITA CETTA
EDWIN SPEARS
SAMUEL A. JULIANO
MICHAEL BRUINTON
DWAYNE SPEARS

and

KRISTEN GILLIAM

who are named as the defendants herein, and other persons whose identities are known and unknown to the Grand Jurors, who are co-conspirators and members of the criminal enterprise but not named as defendants herein, between in or about June 2005, and in or about December 2007, at the Township of Galloway, and at the City of Ventnor, in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in

the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Town of Morristown, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, at the City of Rahway, in the County of Union, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crime of money laundering, did agree that:

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

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

1. Knowingly to transport or possess property known or which a reasonable person would believe to be derived from criminal activity, or engage in transactions involving property known or which a reasonable person would believe to be derived from criminal activity with the intent to facilitate or promote the criminal activity or knowing the transactions were designed

in whole or in part to conceal or disguise the nature, location, source, ownership or control of said property, or knowingly direct, organize, finance, plan, manage, supervise, or control the transportation of or the transactions in property known or which a reasonable person would believe to be derived from criminal activity, said property having a value of \$500,000 or more, contrary to the provisions of N.J.S.A. 2C:21-25.

All in violation of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT THIRTY-FOUR

(Money Laundering - First Degree)

JOSEPH DI NAPOLI

MATTHEW MADONNA

RALPH V. PERNA

NICODEMO SCARFO, JR.

JOSEPH M. PERNA

MICHAEL CETTA

FRANK CETTA

JOHN G. PERNA

RALPH M. PERNA

JOHN MANGRELLA

GARY MEDURE

ELLIOT PORCO

MARTIN TACCETTA

ANTONIO RUSSO

ALFONSO CATALDO

MICHAEL RAMUNO, III

RONALD SCRIPPS

GIANNI IACOVO

ROBERT DECRESCENZO

CHARLES BOLOGNA

JAMES FURFARO

ROBERT ROMANO

JOHN TURI
MICHAEL MAFFUCCI
GEORGE MAIORANO
BLERIM IBRIAMI
SHPETIM HANI
ROSANNA PERNA
VITA CETTA
EDWIN SPEARS
SAMUEL A. JULIANO
MICHAEL BRUINTON
DWAYNE SPEARS

and

KRISTEN GILLIAM

between in or about June 2005, and in or about December 2007, at the Township of Galloway, and at the City of Ventnor, both in the County of Atlantic, at the Borough of Elmwood Park, at the Borough of Fort Lee, at the Borough of Glen Rock, and at the Township of Wyckoff, all in the County of Bergen, at the Township of Belleville, at the Township of Cedar Grove, at the Borough of Glen Ridge, and at the Township of West Caldwell, all in the County of Essex, at the Township of East Amwell, in the County of Hunterdon, at the Borough of Farmingdale, and at the Township Neptune, both in the County of Monmouth, at the Township of East Hanover, at the Borough of Florham Park, at the Town of

Morristown, at the Township of Parsippany, and at the Township of Pequannock, all in the County of Morris, at the Township of Brick, and at the Township of Toms River, both in the County of Ocean, at the Borough of Bloomingdale, at the City of Clifton, at the Borough of Hawthorne, and at the Borough of North Haledon, all in the County of Passaic, in the State of New York, in the Commonwealth of Pennsylvania, elsewhere, and within the jurisdiction of this Court, while engaged in the racketeering activity set forth in Count One of this Indictment, knowingly did transport or possess property or did engage in transactions involving property known to be, or which a reasonable person would believe to be, derived from criminal activity, including but not limited to racketeering, gambling offenses, theft by extortion, aggravated assault, theft by deception, falsifying records, bribery, official misconduct, possession with the intent to distribute controlled dangerous substances, weapons offenses, unlawful electronic devices in correctional facilities, failure to file tax returns or reports, failure to pay gross income tax, and conspiracy to commit those offenses, with a value of \$500,000, or more, with the intent to facilitate or promote such activity or knowing that the transactions were designed in whole or in part to conceal or disguise the nature, location, source, ownership or control of the property derived from the said criminal activity, and/or by knowingly directing, organizing,

financing, planning, managing, supervising, or controlling the transportation of or the transactions in property known to be, or which a reasonable person would believe to be, derived from criminal activity, that is, the said JOSEPH DI NAPOLI, MATTHEW MADONNA, RALPH V. PERNA, NICODEMO SCARFO, JR., JOSEPH M. PERNA, MICHAEL CETTA, FRANK CETTA, JOHN G. PERNA, RALPH M. PERNA, JOHN MANGRELLA, GARY MEDURE, ELLIOT PORCO, MARTIN TACCETTA, ANTONIO RUSSO, ALFONSO CATALDO, MICHAEL RAMUNO, III, RONALD SCRIPPS, GIANNI IACOVO, ROBERT DECRESCENZO, CHARLES BOLOGNA, JAMES FURFARO, ROBERT ROMANO, JOHN TURI, MICHAEL MAFFUCCI, GEORGE MAIORANO, BLERIM IBRIAMI, SHPETIM HANI, ROSANNA PERNA, VITA CETTA, EDWIN SPEARS, SAMUEL A. JULIANO, MICHAEL BRUINTON, DWAYNE SPEARS, KRISTEN GILLIAM, did transport or possess U.S. currency, engage in banking and financial institution transactions, make purchases, payments and receive extensions of credit for the purchase and maintenance of real and personal property and the purchase or lease of vehicles, including but not limited to the property set forth in the Forfeiture Section of Count One of this Indictment, knowing, or having reason to believe, the property that was transported or possessed was derived from criminal activity, that the transactions involving said property were designed in whole or in part with the intent to facilitate or promote the criminal activity, or to conceal or disguise the nature, location, source, ownership or control of the said

