

SUPERIOR COURT OF N.J.

REC'D

OCT 28 2002

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CLERK

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury

Number SGJ 465-02-9

Superior Court

Docket Number 02-10-00181-S

STATE OF NEW JERSEY)

v.)

ELLIOT AMBERT)

also known as)

KING NINO)

JUAN CARLOS TORRES)

also known as)

KING JC)

NELSON ALVARADO)

also known as)

KING GUCCI)

HENRY PENA)

also known as)

KING SILENCIO)

MIGUEL SANTIAGO)

also known as)

KING COQUI)

ISABELINO GONZALEZ)

also known as)

KING JUNE)

ANDRES FIGUERIAS)

also known as)

KING FORTY)

and)

ROSA CRUZ)

also known as)

QUEEN ELEMENT)

INDICTMENT

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

COUNT ONE

(Racketeering Conspiracy - Second Degree)

ELLIOT AMBERT

JUAN CARLOS TORRES

NELSON ALVARADO

HENRY PENA

MIGUEL SANTIAGO

ISABELINO GONZALEZ

ANDRES FIGUERIAS

and

ROSA CRUZ

who are named as defendants herein, and other persons whose identities are known and unknown to the Grand Jurors, who are named as co-conspirators but not as defendants herein, at the times and places hereinafter specified, with the purpose of promoting and facilitating the commission of the crime of racketeering, did conspire, confederate and agree together, that:

A. One or more of them would engage in conduct which would constitute the crime of racketeering; and

B. One or more of them would aid in the planning, solicitation and commission of the crime of racketeering, that

is, the defendants and the unindicted co-conspirators, being persons employed by and associated with an enterprise, which enterprise was engaged in and the activities of which affected trade and commerce, would conduct and participate, directly and indirectly, in the conduct of the enterprise's affairs through a pattern of racketeering activity, in violation of N.J.S.A. 2C:41-2c, all as hereinafter described.

The Relevant Times and Places

1. The conspiracy occurred between on or about June 7, 1998, and on or about May 23, 2002, at the City of Elizabeth, in the County Of Union, at the City of Paterson, and at the City of Passaic, both in the County of Passaic, at the City of Hoboken, at the Township of North Bergen, and at the City of Jersey City, all in the County of Hudson, at the Borough of South Toms River, and at the Borough of Beachwood, both in the County of Ocean, and at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court.

The Enterprise

2. ELLIOT AMBERT, JUAN CARLOS TORRES, NELSON ALVARADO, HENRY PENA, MIGUEL SANTIAGO, ISABELINO GONZALEZ, ANDRES FIGUERIAS and ROSA CRUZ, and other persons whose identities are known and unknown to the Grand Jurors, would constitute an enterprise within the meaning of N.J.S.A. 2C:41-1c, that is, a group of individuals associated in fact, which enterprise was a faction of

the Almighty Latin King and Queen Nation ("ALKQN"), more particularly, current and former members of the State Crown Council.

The State Crown Council is an enterprise which oversees all actions of the local chapters of the ALKQN. There are numerous decisions that a 1st Crown of a local chapter cannot make without the explicit approval from the State Crown Council.

The 1st Crown is the leader of the local chapter of the ALKQN.

The 2nd Crown is the second in command to the leader of the local chapter of the ALKQN.

The 3rd Crown is the "enforcer" for the local chapter of the ALKQN.

The 4th Crown is the treasurer for the local chapter of the ALKQN.

The 5th Crown is the secretary to the leader of the local chapter of the ALKQN.

Soldiers are non-officer members of the local chapters of the ALKQN.

The Purposes of the Enterprise

3. It was a part of the conspiracy that the purposes of the enterprise would include the following:

A. Obtaining money for members and associates of the enterprise in the following ways:

(1) By illegal distribution of controlled dangerous substances; monetary dues were higher for members of the ALKQN who engaged in the illegal distribution of controlled dangerous substances;

(2) From monetary dues paid by members of the ALKQN; members of the ALKQN were subject to extortionate threats of bodily injury for non-payment of monetary dues;

(3) By theft through extortionate threats to inflict bodily injury on or physically confine or restrain individuals, including members of the ALKQN, who were believed to owe money to the ALKQN;

(4) By the receipt and fencing of stolen property, specifically, motor vehicles, which were then sold for profit after the Vehicle Identification Numbers had been unlawfully altered; and

(5) By the receipt and fencing of stolen property, specifically, firearms, some of which were then sold for profit.

B. Assuring perpetuation of the enterprise and its ability to obtain money in the following ways:

(1) By physical beatings and assaults as a means of demonstrating their strength and authority;

(2) By theft through extortionate threats to inflict bodily injury on or physically confine or restrain individuals or members of their families; and

(3) By kidnapping with the purpose to inflict bodily injury on or to terrorize the victim or another.

C. The unlawful purchase, use or transfer of firearms.

D. Engaging in money laundering through the use of illicit narcotics distribution profits to purchase firearms.

E. Keeping persons outside the enterprise in fear of the enterprise and its members and enforcing discipline among enterprise members and associates by identifying the enterprise with the Almighty Latin King and Queen Nation, as well as by threats, beatings, assaults and murder.

The Means and Methods of the Enterprise

4. It was a part of the conspiracy that the means and methods whereby the defendants and the unindicted co-conspirators would conduct and participate in the conduct of the affairs of the enterprise would be the following:

A. The enterprise would be an organized criminal group of individuals associated in fact.

B. The enterprise would be an organized criminal group which supervised local chapters of the ALKQN operating in New Jersey.

C. The enterprise would maintain its strength and assure its perpetuation through specific conduct applicable to its members and associates, including:

(1) Delineating specific roles and conduct for members

of the enterprise;

(2) Using violence and threats of violence as a demonstration of authority and control; and

(3) Dividing proceeds from ALKQN members' criminal activities; and

(4) Keeping the State Crown Council informed of the illegal activities of the local chapters of the ALKQN.

D. The affairs of the enterprise would be conducted through a pattern of racketeering activity, which would include:

(1) The theft of money through extortion from individuals who were believed to owe money to the enterprise;

(2) The murder of individuals who were believed to be disloyal to the enterprise;

(3) The kidnapping of individuals who were believed to be disloyal or to owe money to the enterprise;

(4) The robbery of money and personal items from individuals;

(5) The unlawful purchase, use and transfer of firearms;

(6) The maintenance and operation of controlled dangerous substance production facilities;

(7) The distribution of controlled dangerous substances;

(8) The laundering of illicit narcotics distribution

proceeds through the purchase of firearms;

(9) The receipt of stolen property; and

(10) The business of selling and distributing stolen property.

The Roles of the Defendants

5. The defendants did agree that, in conducting the affairs of the enterprise, they would play the roles, among others, of overseeing the illegal activities of the local chapters of the ALKQN, including, but not limited to, enforcing the collection of monies owed to the enterprise through murder, kidnapping and threats of violence. In addition, the former and current members of the State Crown Council engaged in the following illegal activities:

A. Elliot Ambert and Juan Carlos Torres were members of the State Crown Council who authorized ALKQN members to distribute controlled dangerous substances, and required those members to pay greater monetary dues than ALKQN members who did not distribute controlled dangerous substances. Torres and Ambert also used \$3,000.00 of State Crown Council monies derived from ALKQN member dues to purchase firearms between November and December 1999.

B. Nelson Alvarado was a member of the State Crown Council who ordered approximately 30 members of the Elizabeth chapter of the ALKQN to use firearms to assault rivals of the ALKQN at a

residence in Elizabeth, Union County, New Jersey on June 7, 1998.

C. Henry Pena was a member of the State Crown Council who authorized the physical assault of members in order to obtain monetary dues from them, including a ten minute beating which Pena authorized on January 13, 2000.

D. Miguel Santiago was a member of the State Crown Council who distributed controlled dangerous substances, including a sale of heroin made in Elizabeth, Union County, New Jersey, on May 21, 2002, in order to help raise monies to finance the activities of the ALKQN.

E. Isabelino Gonzalez was a Chairman of the State Crown Council. He orchestrated the reorganization of the ALKQN after members of the State Crown Council were incarcerated on murder charges.

F. Andres Piguierias was a member of the State Crown Council who ordered and was present during an attack on William Olivarria in the City of Hoboken, Hudson County, New Jersey, on October 15, 2000. This assault resulted in Olivarria being stabbed with a knife. The assault on Olivarria was authorized based on the belief that he intended to organize a new chapter of the ALKQN without authorization from the State Crown Council.

G. Rosa Cruz was a member of the State Crown Council who authorized the physical assault of members in order to ensure that members of ALKQM complied with all rules and regulations

including those requiring the payment of monetary dues between in or about March 1999 and September 1999.

The Pattern of Racketeering Activity

6. The pattern of racketeering activity, as defined in N.J.S.A. 2C:41-1d, would consist of at least two incidents of racketeering conduct, including Murder (N.J.S.A. 2C:11-3), Kidnapping (N.J.S.A. 2C:13-1), Possession of a Weapon for an Unlawful Purpose (N.J.S.A. 2C:39-4), Robbery (N.J.S.A. 2C:15-1), Theft by Extortion (N.J.S.A. 2C:20-5), Unlawful Disposition of a Weapon (N.J.S.A. 2C:39-9), Maintaining or Operating a Controlled Dangerous Substance Production Facility (N.J.S.A. 2C:35-4), Distribution of a Controlled Dangerous Substance (N.J.S.A. 2C:35-5), Receiving Stolen Property (N.J.S.A. 2C:20-7), and Fencing (N.J.S.A. 2C:20-7.1), all as described herein.

All in violation of N.J.S.A. 2C:5-2 and N.J.S.A. 2C:41-2d, and against the peace of this State, the government and dignity of the same.

COUNT TWO

(Leaders of Organized Crime - Second Degree)

ELLIOT AMBERT

JUAN CARLOS TORRES

NELSON ALVARADO

HENRY PENA

MIGUEL SANTIAGO

ISABELINO GONZALEZ

ANDRES FIGUERIAS

and

ROSA CRUZ

between on or about June 7, 1998, and on or about May 23, 2002, at the City of Elizabeth, in the County of Union, at the City of Paterson, in the County of Passaic, elsewhere and within the jurisdiction of this Court, were leaders of organized crime, in that the said ELLIOT AMBERT, JUAN CARLOS TORRES, NELSON ALVARADO, HENRY PENA, MIGUEL SANTIAGO, ISABELINO GONZALEZ ANDRES FIGUERIAS and ROSA CRUZ, purposely did conspire with each other, as well as other persons whose identities are known and unknown to the Grand Jurors, who are named as co-conspirators but not as defendants in this Indictment, who comprised an illegal enterprise of individuals associated in fact, that is, the Almighty Latin King and Queen Nation, as organizers, supervisors and managers through their respective positions on the State Crown Council of the said

enterprise, to commit a continuing series of crimes which would constitute a pattern of 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 is 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 THREE

(Money Laundering - Third Degree)

ELLIOT AMBERT

JUAN CARLOS TORRES

NELSON ALVARADO

HENRY PENA

MIGUEL SANTIAGO

ISABELINO GONZALEZ

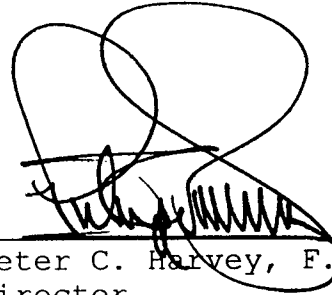
ANDRES FIGUERIAS

and

ROSA CRUZ

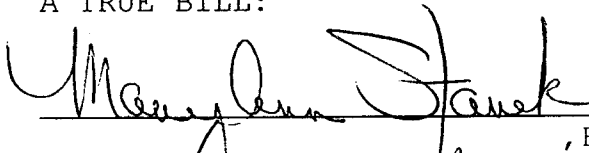
between on or about June 12, 2001, and on or about December 28, 2001, at the City of Newark, in the County Of Essex, elsewhere and within the jurisdiction of this Court, purposely did engage in a transaction involving property known to be derived from criminal activity with the intent to facilitate or promote the criminal activity, that is, the said defendants did use profits obtained through the unlawful sale and distribution of controlled dangerous substances for the illegal purchase of firearms to be used by the members and associates of the Almighty Latin King and Queen Nation for the purposes detailed in Count One of this

Indictment, contrary to the provisions of N.J.S.A. 2C:21-25 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.



Peter C. Harvey, F.A.A.G.
Director
Division of Criminal Justice

A TRUE BILL:


_____, Foreperson

Dated: 10/25/02