

**SUPERIOR COURT OF N.J.
REC'D**

OCT 28 2002

**DONALD F. PHELAIN
CLERK**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ 465-02-8(7)

Superior Court
Docket Number 02-10-00178-S

STATE OF NEW JERSEY)

v.)

INDICTMENT

DIXIA VASQUEZ)
also known as)
QUEEN DIXIA)

and)

NICHOLAS MARTINEZ)
also known as)
KING JUNE)

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

COUNT ONE

(Conspiracy - Second Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

between on or about February 13, 2002, and on or about March 6,
2002, at the City of Newark, in the County of Essex, elsewhere and
within the jurisdiction of this Court, with the purpose of promoting
and facilitating the crimes of distribution of a controlled
dangerous substance, possession with intent to distribute a
controlled dangerous substance, possession of a controlled dangerous

substance, and the unlawful disposition of firearms, assault firearms and ammunition did agree together and with Adam Roman, who is named as a coconspirator but not as a defendant in this Indictment, that:

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

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

1. Knowingly or purposely distributing a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2);

2. Knowingly or purposely possessing with intent to distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(2);

3. Knowingly or purposely possessing a controlled dangerous substance, that is, cocaine, a Schedule I controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(1);

4. Knowingly or purposely disposing of a firearm without first having been licensed or registered to do so as provided by

N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-9d;

5. Knowingly or purposely disposing of an assault firearm without first having been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-9g;

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

COUNT TWO

(Distribution of a Controlled
Dangerous Substance-Second Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

between on or about February 13, 2002, and on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more in the aggregate 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:2-6, and against the peace of this State, the government and dignity of the same.

COUNT THREE

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

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

between on or about February 13, 2002, and on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did possess with intent to distribute a controlled dangerous substance, that is, cocaine, in a quantity of one-half ounce or more in the aggregate 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:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Possession of a Controlled Dangerous Substance-Third Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

between on or about February 13, 2002, and on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did possess a controlled dangerous substance, that is cocaine, a Schedule I controlled dangerous substance, contrary to the provisions of N.J.S.A. 2C:35-10a(1) and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Distribution of a Controlled Dangerous Substance
on or within 1,000 Feet of School Property-Third Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about February 13, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is cocaine, while within 1,000 feet of school property, that being the Roberto Clemente Elementary School, which is owned or leased by the City of Newark and is used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Distribution of a Controlled Dangerous Substance
on or within 1,000 Feet of School Property-Third Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is cocaine, while within 1,000 feet of school property, that being the Roberto Hernando Elementary School, which is owned or leased by the City of Newark and is used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Unlawful Disposition of a Weapon - Fourth Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about February 13, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did dispose of a .25 caliber "Raven Arms" semi-automatic handgun, bearing serial number 755049, without having first been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-9d and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT EIGHT

(Unlawful Disposition of a Weapon - Fourth Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did dispose of a Ruger semi-automatic rifle, bearing serial number 18121624, without having first been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-9d and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT NINE

(Unlawful Disposition of an Assault Firearm - Third Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did dispose of an assault firearm, that is, a Norinco semi-automatic rifle, bearing serial number 7-1818804, without having first been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-9g and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT TEN

(Unlawful Possession of a Prohibited Weapon
Or Device - Fourth Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did possess a prohibited weapon or device, that is, hollow nose bullets, without having first been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-3f and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT ELEVEN

(Unlawful Possession of a Prohibited Weapon
Or Device - Fourth Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

on or about March 6, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did possess a prohibited weapon or device, that is, a large capacity ammunition magazine, without having first been licensed or registered to do so as provided by N.J.S.A. 2C:58-1 et seq., contrary to the provisions of N.J.S.A. 2C:39-3j and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT TWELVE

(Possession of a Firearm while Distributing
a Controlled Dangerous Substance - Second Degree)

DIXIA VASQUEZ

and

NICHOLAS MARTINEZ

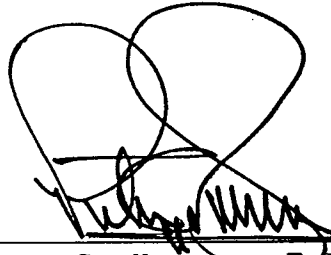
on or about February 13, 2002, at the City of Newark, in the County of Essex, elsewhere and within the jurisdiction of this Court, knowingly or purposely did possess a firearm, that is, a semi automatic handgun, bearing serial number 755049, while committing a violation of N.J.S.A. 2C:35-5, contrary to the provisions of N.J.S.A. 2C:39-4.1 and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of same.

COUNT THIRTEEN

(Unlawful Possession of a Weapon by
Certain Persons Not to Have Weapons - Second Degree)

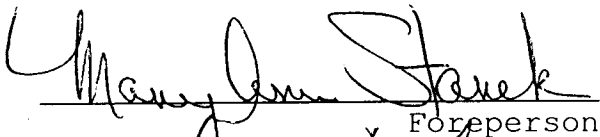
NICHOLAS MARTINEZ

between on or about February 13, 2002, and on or about March 6,
2002, at the City of Newark, in the County of Essex, elsewhere and
within the jurisdiction of this Court, knowingly or purposely did
possess a firearm, after having been convicted of the crime of
robbery, contrary to the provisions of N.J.S.A. 2C:39-7b, and
against the peace of this State, the government and dignity of same.



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

A TRUE BILL:



Foreperson

Dated: 10/25/02