

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **CRIMINAL NO.** \_\_\_\_\_  
**v.** : **DATE FILED:** \_\_\_\_\_  
**ROBERT SOUVANNAVONG** : **VIOLATIONS:**  
: **21 U.S.C. § 846 (conspiracy to distribute**  
: **50 grams or more of cocaine base**  
: **(“crack”) - 1 count)**  
: **21 U.S.C. § 841(a)(1) (possession with**  
: **intent to distribute 50 grams or more of**  
: **cocaine base (“crack”) - 1 count)**  
: **21 U.S.C. § 841(a)(1) (distribution of**  
: **cocaine base (“crack”) - 4 counts)**  
: **21 U.S.C. § 861(a)(1) (employment**  
: **of persons under 18 years of age in drug**  
: **operations - 1 count)**  
: **18 U.S.C. § 924(c)(1) (possession of**  
: **firearm in furtherance of drug trafficking**  
: **felony - 1 count)**  
: **18 U.S.C. § 2 (aiding and abetting)**  
: **Notices of forfeiture**

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

1. From in or about February 2007 through on or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

conspired and agreed with others known and unknown to the grand jury, to knowingly and intentionally distribute and possess with intent to distribute 50 grams or more of a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled

substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

### **MANNER AND MEANS**

It was part of the conspiracy that:

2. Defendant ROBERT SOUVANNAVONG agreed to distribute and sell packets of cocaine base (“crack”) for profit in the vicinity of 3850 Woodhaven Road in Philadelphia, Pennsylvania, and to use his residence, at 3850 Woodhaven Road, Apartment 611, Philadelphia, Pennsylvania as a base of operations for his cocaine base (“crack”) distribution enterprise.

3. Defendant ROBERT SOUVANNAVONG possessed loaded firearms inside his residence to facilitate the distribution of cocaine base (“crack”), to protect himself as well as the drugs and drug proceeds he stored in the residence.

4. Defendant ROBERT SOUVANNAVONG used cellular telephones to communicate with and to conduct and arrange transactions involving the sale and distribution of cocaine base (“crack”) with prospective purchasers.

5. Defendant ROBERT SOUVANNAVONG periodically provided quantities of cocaine to a person known to the grand jury in order to have that person “cook” the cocaine and transform it into cocaine base (“crack”), for distribution and sale in Philadelphia.

6. Defendant ROBERT SOUVANNAVONG employed, used and hired juveniles under the age of eighteen to carry out the distribution and sale of quantities of cocaine base (“crack”) to purchasers on the street in the vicinity of 3850 Woodhaven Road in Philadelphia.

## OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendant ROBERT SOUVANNAVONG committed the following overt acts, among others, in the Eastern District of Pennsylvania:

1. On or about November 26, 2007, defendant ROBERT SOUVANNAVONG employed a juvenile to distribute cocaine base (“crack”) to a cooperating witness for \$40 in cash.
2. On or about December 18, 2007, defendant ROBERT SOUVANNAVONG employed a juvenile to distribute cocaine base (“crack”) to a cooperating witness for \$80 in cash.
3. On or about January 16, 2008, defendant ROBERT SOUVANNAVONG employed a juvenile to distribute cocaine base (“crack”) to an undercover police officer for \$100 in cash.
4. On or about February 4, 2008, defendant ROBERT SOUVANNAVONG employed a juvenile to distribute cocaine base (“crack”) to an undercover police officer for \$50 in cash.
5. On or about February 5, 2008, defendant ROBERT SOUVANNAVONG possessed with intent to distribute inside 3850 Woodhaven Road, Apartment 611, in Philadelphia, Pennsylvania, approximately 120 grams of cocaine base (“crack”) and two firearms, that is, a Bersa Thunder, .380 caliber semi-automatic pistol, bearing serial number 366842, with a magazine loaded with 9 rounds, and a silver Colt .45 caliber pistol, Government model, bearing serial number SS31713E, loaded with live rounds, in furtherance of drug

trafficking activities.

All in violation of Title 21, United States Code, Section 846.

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about November 26, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, a mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about December 18, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, a mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about January 16, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, a mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.

**COUNT FIVE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly and intentionally distributed, and aided and abetted and willfully caused the distribution of, a mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C), and Title 18, United States Code, Section 2.



**COUNT SIX**

**THE GRAND JURY FURTHER CHARGES THAT:**

From on or about November 26, 2007 to on or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG,**

a person at least eighteen years of age, knowingly and intentionally employed, hired, used, persuaded, induced, enticed, and coerced N.P.D. and J.P., persons under eighteen years of age to distribute a mixture and substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 861(a)(1).

**COUNT SEVEN**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly and intentionally possessed with intent to distribute, and aided and abetted and willfully caused the possession with intent to distribute of, 50 grams or more, that is, approximately 120 grams, of a mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A), and Title 18, United States Code, Section 2.

**COUNT EIGHT**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about February 5, 2008, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**ROBERT SOUVANNAVONG**

knowingly possessed, and aided and abetted the possession of, firearms, that is: (1) one Bersa Thunder, .380 caliber semi-automatic pistol bearing serial number 366842, with a magazine loaded with 9 rounds; and (2) one silver Colt .45 caliber pistol, Government model, bearing serial number SS31713E, loaded with live rounds, in furtherance of a drug trafficking crime for which they may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. As a result of the violations of Title 21, United States Code, Sections 841(a)(1) and 846 and, set forth in this indictment, defendant

**ROBERT SOUVANNAVONG**

shall forfeit to the United States of America:

(a) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of such offenses; and

(b) any property constituting, or derived from, any proceeds obtained directly or indirectly from the commission of such offenses, including, but not limited to the sum of \$8,915 in United States currency seized from the premises at 3850 Woodhaven Road, Apartment 611, Philadelphia, Pennsylvania on February 5, 2008.

2. If any of the property subject to forfeiture, as a result of any act of omission of the defendants:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the property subject to

forfeiture.

All pursuant to Title 21, United States Code, Section 853.

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violation of Title 18, United States Code, Section 924(c)(1), set forth in this Indictment, defendant

**ROBERT SOUVANNAVONG**

shall forfeit to the United States of America all firearms and ammunition involved in the commission of such offense, including, but not limited to:

- (1) one Bersa .380 caliber semi-automatic pistol bearing serial number 366842, with a magazine loaded with 9 rounds;
- (2) one silver Colt .45 caliber pistol, Government model, bearing serial bearing serial number SS31713E, loaded with live rounds.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
United States Attorney