

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

*

CRIMINAL NO: 07-352

v.

*

SECTION: "N"

*

COREY MUSE

also known as "Lambert"

* * *

FACTUAL BASIS

Should this matter proceed to trial, the United States would prove beyond a reasonable doubt, through credible testimony and reliable evidence, the following facts:

Agents with the Federal Bureau of Investigation (FBI) conducted an investigation into the drug trafficking activities of SHELDON DEAN, a/k/a "Shay," SHELDON THOMPSON, a/k/a "Turtle," XAVIER O'CONNOR, a/k/a "Money," RANDY DEAN, a/k/a "Po," KEVIN COCKERHAM, a/k/a "Frog," **COREY MUSE, a/k/a "Lambert,"** ALECIA WHITELEY, and THERESA WEAVER and others in the Eastern District of Louisiana and elsewhere. The investigation included the use of information from FBI agents, DEA agents, state and local law enforcement officers, and confidential sources. Agents analyzed pen register information and telephone toll records, conducted surveillance and made controlled narcotics purchases and seizures from members of this drug trafficking conspiracy. All substances obtained from members of the

organization tested positive for cocaine hydrochloride or heroin.

The FBI also utilized federal court ordered Title III wiretaps. On June 14, 2007, the Honorable Kurt D. Engelhardt, United States District Court Judge for the Eastern District of Louisiana, issued an Order authorizing the interception of wire communications made over telephone numbers (504) 609-6787 and (504) 270-3002, utilized by SHELDON DEAN, SHELDON THOMPSON, and XAVIER O'CONNOR. Interception of wire communications to and from (504) 270-3002 continued until July 13, 2007. Interception of wire communications to and from (504) 609-6787 continued until August 11, 2007. Wire intercepts of (504) 270-3002 and (504) 609-6787 revealed that SHELDON DEAN, RANDY DEAN, XAVIER O'CONNOR, and SHELDON THOMPSON were distributing heroin and other illegal drugs in the Eastern District of Louisiana. The wire interception revealed that KEVIN COCKERHAM supplied heroin directly to SHELDON DEAN.

Accordingly, agents applied for a wire interception of a telephone utilized by KEVIN COCKERHAM. On July 20, 2007, Judge Engelhardt issued an Order authorizing the interception of wire communications made over telephone number (504) 957-2288, utilized by KEVIN COCKERHAM. Interception of wire communications to and from (504) 957-2288 continued until September 13, 2007. Wire intercepts of (504) 957-2288 revealed that **COREY MUSE** was supplying illegal narcotics, including cocaine hydrochloride and heroin, to KEVIN COCKERHAM.

On August 22, 2007, Judge Engelhardt issued an Order authorizing the interception of wire communications made over telephone number (832) 473-9793, utilized by **COREY MUSE**. Interception of (832) 473-9793 ended on September 13, 2007.

The intercepted wire communications, along with physical surveillance, showed that

COREY MUSE supplied **KEVIN COCKERHAM** with cocaine hydrochloride and heroin. Following his arrest, **KEVIN COCKERHAM** admitted that he distributed approximately .25 to .5 kilograms of heroin and 2 to 3 kilograms of cocaine hydrochloride, which he received from **COREY MUSE**, every two weeks.

At trial, the government would introduce intercepted phone calls in which **COREY MUSE** and **KEVIN COCKERHAM** discuss the type and quantity of drugs they were dealing. For example, on July 23, 2007, agents intercepted a telephone call in which **KEVIN COCKERHAM** asked **COREY MUSE** “say you saw how that lookeded?” **COREY MUSE** replied “Not really. I just, I was movin’ em. Is something wrong?” **KEVIN COCKERHAM** responded that he did not know. **COREY MUSE** asked, “They supposed to be just like the same, huh?” **KEVIN COCKERHAM** replied, “No, not one, it’s all like broke look like.” **KEVIN COCKERHAM** continued, “it’s like, you know, it’s just crushed and shit, soft like.” **COREY MUSE** told **KEVIN COCKERHAM** he would see when he got back. **COREY MUSE** asked **KEVIN COCKERHAM** if it was bad. **KEVIN COCKERHAM** replied, “no, I ain’t saying that.” **COREY MUSE** told **KEVIN COCKERHAM** “that was like today so I just laid up there and moved out, I didn’t really like check it out.” **KEVIN COCKERHAM** replied, “one of ‘em is like, you know . . . (sound of a hard object banging on a table) . . . ya heard me.” **KEVIN COCKERHAM** said, “one just like . . . man.” **COREY MUSE** told **KEVIN COCKERHAM** he would check it out. **KEVIN COCKERHAM** told **COREY MUSE**, “I’m a see though, I’m a go ahead and mess with it though.” This conversation occurred after **COREY MUSE** had delivered 2 packages of heroin to **KEVIN COCKERHAM**.

On July 27, 2007, agents intercepted a telephone call in which **KEVIN COCKERHAM** asked **COREY MUSE** if he was “like yeah.” **COREY MUSE** advised **KEVIN COCKERHAM** that

he had a “Bird.” KEVIN COCKERHAM asked **COREY MUSE** if “he was like yeah.” **COREY MUSE** replied, “he, I think is probably like two or three, or some shit like that.” This was coded language which agents interpreted to mean that **COREY MUSE** had one kilogram of cocaine and that another individual wanted to purchase two or three kilograms of cocaine from him.

On July 28, 2007, agents intercepted a telephone call in which **COREY MUSE** advised KEVIN COCKERHAM that he had talked to “T.” KEVIN COCKERHAM asked what “T” was talking about. **COREY MUSE** replied, “seven, and that was the only thing . . . seven more. . . whoop whoop.” This was coded language which agents interpreted to mean that an individual named “T” would be supplying KEVIN COCKERHAM and **COREY MUSE** with seven kilograms of cocaine.

On August 27, 2007, agents intercepted a telephone call in which **COREY MUSE** advised KEVIN COCKERHAM that he was “trying to check some shit out right now.” **COREY MUSE** advised KEVIN COCKERHAM that the “shit” he had was black and he was taking it to his friend’s house to check out the quality. **COREY MUSE** said, “but as far as the other, like four, like regular.” This was coded language which agents interpreted to mean that **COREY MUSE** was having a friend test the quality of a sample of heroin, but telling KEVIN COCKERHAM that his next shipment would contain four kilograms of cocaine hydrochloride.

In furtherance of the conspiracy, **COREY MUSE** arranged for ALECIA WHITELEY and THERESA WEAVER to travel to Houston, Texas and drive back to New Orleans, Louisiana with three kilograms of cocaine. On September 7, 2007, agents intercepted a telephone call in which **COREY MUSE** told ALECIA WHITELEY that ALECIA WHITELEY and THERESA WEAVER’s flight would leave New Orleans at 7:30 and that they should get to the airport by 6:30.

ALECIA WHITELEY said she hoped that the plane ticket did not cost too much because she and THERESA WEAVER could drive to Houston. **COREY MUSE** said that the tickets were not that much and advised ALECIA WHITELEY that the confirmation number was EN5U3G and the airline was Southwest. **COREY MUSE** advised ALECIA WHITELEY that he would be at Hobby airport in Houston waiting on them.

Numerous telephone calls, along with physical surveillance, revealed that **COREY MUSE** rented a blue Chrysler Pacifica, Colorado license plate 209 KKK for ALECIA WHITELEY and THERESA WEAVER to drive back to New Orleans. On September 11, 2007, surveillance units observed ALECIA WHITELEY and **COREY MUSE** meet with a male whom is believed to be **COREY MUSE**'s source of heroin and cocaine. On September 11, 2007, agents intercepted a telephone call in which ALECIA WHITELEY asked when he was coming over. **COREY MUSE** advised that they would have to leave the following day due to the fact that he still had things he had to take care of. **COREY MUSE** went to the residence where ALECIA WHITELEY and THERESA WEAVER were staying and placed 3 kilograms of cocaine hydrochloride in the dashboard of the Chrysler Pacifica.

On September 12, 2007, Louisiana State Police stopped the blue Chrysler Pacifica on Interstate 10 outside of Lafayette, Louisiana. Louisiana State Police found three individually wrapped packages of a white powdery substance which field tested positive for cocaine.

The undersigned prosecutor and FBI Special Agents assigned to this investigation have done a thorough review of all drug types and quantities provable during the entire course of the conspiracy. The defendant and government agree to stipulate that the amount of narcotics that **COREY MUSE** was responsible for distributing or that was reasonably foreseeable to him as being

distributed in this case includes a total quantity of 15 kilograms of cocaine hydrochloride and at least 1 kilogram but less than 3 kilograms of heroin. This assessment was arrived at through analysis of all confidential informant purchases, wire interceptions, consensually monitored telephone calls, law enforcement surveillance, telephone records analysis, distributions, and witness interviews.

At trial the government would present the testimony of people who have purchased drugs from and who have sold drugs with the defendants. The government will also produce the powdered cocaine and heroin that was recovered during this conspiracy.

READ AND APPROVED:

EMILY K. GREENFIELD
Assistant United States Attorney

DATE

George Chaney
Counsel for Defendant

DATE

Corey Muse
Defendant

DATE