

where the CI was waiting and handed the CI a small, unknown object. The CI placed the object in his pants pocket and was observed returning to a prearranged meeting location. The CI provided the officer with a rock that appeared to be crack cocaine and informed the officer that he had purchased the crack cocaine from KING at 1022. The rock of crack cocaine weighed approximately 0.37 grams.

Based upon this and other information, NOPD officers obtained a search warrant for both 1020 and 1022. The warrants were executed on June 30, 2006. Detectives knocked on the doors of 1020 and 1022 Verret Street. Neither was opened, so officers forced entry into both residences. KING was found in 1022 sitting in the front room watching television. Also in the room was a female who was in a bed also watching television. The officers then searched both 1020 and 1022.

The search of 1022 Verrett Street located the following: (1) a Taurus .22 Caliber Revolver, Model 17 HMR, Serial No. VJ989007; (2) a Revelation 16 Gauge Shotgun, serial number unknown; (3) a sawed off 12 Gauge Shotgun (unknown make), Serial No. 141210; (4) a Remington .22 Caliber Rifle, Model 512, serial number unknown; (5) four Winchester 16 Gauge Shotgun Shells; (6) twelve .22 Caliber Rounds; (7) a Polaroid picture of defendant; (8) one digital pocket scale; and (9) a plastic bag containing numerous rocks of crack cocaine weighing approximately 1.2 grams. The weapons were all possessed by the defendant for the purpose of protecting the defendant's drugs which were stored at 1022 Verret Street.

The total weight of the cocaine base sold to the CI on June 26, 2006, was approximately .37 grams. The total weight of the cocaine base seized on June 26, 2006, from within the residence was 1.2 grams. The total weight for purposes of USSG § 2D1.1 is 1.57 grams. All of the cocaine

base was in the form known as “crack” as defined in USSG § 2D1.1(D). A certified forensic examiner would have testified that the drugs tested positive for cocaine base, a Schedule II controlled substance. All of the seized drugs were for distribution and not personal use.

Read and Approved:

ANTHONY C. KING
Defendant

Date

VALERIE WELZ JUSSELIN
Defense Counsel

Date

RICHARD W. ROSE
Assistant United States Attorney

Date