

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

UNITED STATES OF AMERICA

CRIMINAL NO. 3:15CR 172 (JCH)

v.

LUIS PADILLA, a.k.a. “Chewy”

VIOLATIONS:

18 U.S.C. § 1962(c) (Engaging in a pattern of racketeering activity)

18 U.S.C. § 1959(a)(1) (VCAR murder)

18 U.S.C. §§ 922(g)(1) and 924(a)(2) (Possession of a firearm by a previously convicted felon)

INFORMATION

The United States Attorney charges:

COUNT ONE

(Engaging in a pattern of racketeering activity)

The Enterprise

1. At all times relevant to this Information, the defendant LUIS PADILLA, a.k.a. “Chewy,” and others known and unknown, were members and associates of the Red Side Guerilla Brims, a criminal organization whose members and associates engaged in narcotics distribution, and acts of violence, including acts involving murder and robbery, and which operated principally in New Haven, Connecticut.

2. The Red Side Guerilla Brims, including its leadership, members and associates, constituted an “enterprise,” as defined by Title 18, United States Code, Sections 1959(b)(2) and 1961(4) (hereinafter “the enterprise”), that is, a group of individuals associated in fact which was engaged in, and the activities of which affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

3. The purposes of the enterprise included the following:

- a. Enriching the members and associates of the enterprise through, among other things, murder, attempted murder, robbery, and the distribution of narcotics.
- b. Preserving and protecting the power, territory and profits of the enterprise through the use of intimidation, violence, threats of violence, assaults, attempted murder and murder.
- c. Promoting and enhancing the enterprise and its members' and associates' activities.
- d. Keeping victims, witnesses and rival gang members in fear of the enterprise and in fear of its members and associates through threats of violence and violence.

Role of the Defendant

4. PADILLA was a member of the enterprise, and he acted under the direction of the leaders of the enterprise.
5. Under the direction of the leaders of the enterprise, PADILLA participated in unlawful and other activities in furtherance of the conduct of the enterprise's affairs.

Means and Methods of the Enterprise

6. Among the means and methods by which PADILLA and his associates conducted and participated in the conduct of the affairs of the enterprise were the following:
 - a. Members of the enterprise and their associates committed, attempted and threatened to commit acts of violence, including murder and robbery, to protect and expand the enterprise's criminal operations.
 - b. Members of the enterprise and their associates promoted a climate of fear through violence, threats of violence and retaliation.
 - c. Members of the enterprise and their associates trafficked in cocaine and

cocaine base, Schedule II controlled substances.

The Racketeering Violation

7. From approximately 2011 through in or about August 2014, in the District of Connecticut and elsewhere, the defendant LUIS PADILLA, together with others known and unknown, being persons employed by and associated with the Red Side Guerilla Brims, which was an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, unlawfully, and knowingly conducted and participated, directly and indirectly, in the conduct of the affairs of that enterprise through a pattern of racketeering activity, that is, through the commission of Racketeering Acts One through Seven, as set forth in paragraphs Eight through Fifteen below.

The Pattern of Racketeering Activity

8. The pattern of racketeering activity as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisted of the following acts:

Racketeering Act One – Conspiracy to Distribute Cocaine Base

9. From in or about 2011 through in or about 2013, in the District of Connecticut and the District of Maine and elsewhere, the defendant LUIS PADILLA, and others known and unknown, unlawfully, intentionally and knowingly combined, conspired, confederated and agreed together and with each other to distribute and possess with intent to distribute 280 grams or more of a mixture and substance containing a detectable amount of cocaine base (“crack cocaine”), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A) and 846.

Racketeering Act Two – Attempted Murder of Carl Williams

10. On or about February 23, 2011, in the District of Connecticut, the defendant LUIS

PADILLA, acting with the specific intent to cause the death of Carl Williams, unlawfully, intentionally and knowingly attempted to cause the death of Carl Williams by shooting him with a firearm, in violation of Conn. Gen. Stat. §§ 53a-8(a), 53a-49(a) and 53a-54a.

Racketeering Act Three – Murder of Derrick Suggs

11. On or about March 18, 2011, in the District of Connecticut, the defendant LUIS PADILLA and others known and unknown, acting with the specific intent to cause the death of Darryl McIver, a rival gang member, which murder was intended to support the goals and interests of the Red Side Guerilla Brims, caused the death of Derrick Suggs by shooting him with a firearm, in violation of Conn. Gen. Stat. §§ 53a-8(a) and 53a-54a.

Racketeering Act Four – Attempted Murder of Dean Lee

12. On or about March 29, 2011, in the District of Connecticut, the defendant LUIS PADILLA, acting with the specific intent to cause the death of Dean Lee, unlawfully, intentionally and knowingly attempted to cause the death of Dean Lee by shooting him with a firearm, in violation of Conn. Gen. Stat. §§ 53a-49(a) and 53a-54a.

Racketeering Act Five – Murder of Kevin Lee

13. On or about April 20, 2011, in the District of Connecticut, the defendant LUIS PADILLA, acting with the specific intent to cause the death of Kevin Lee, unlawfully, intentionally and knowingly caused the death of Kevin Lee by shooting him with a firearm, in violation of Conn. Gen. Stat. § 53a-54a.

Racketeering Act Six – Murder of Donnell Allick

14. On or about June 24, 2011, in the District of Connecticut, the defendant LUIS PADILLA, and others known and unknown, acting with the specific intent to cause the death of Donnell Allick, caused the death of Donnell Allick by shooting him with a firearm, in violation

of Conn. Gen. Stat. §§ 53a-8(a) and 53a-54a.

Racketeering Act Seven – Robbery at 196 Putnam Street

15. On or about May 30, 2012, in the District of Connecticut, the defendant LUIS PADILLA, and others known and unknown, unlawfully, willfully, intentionally and knowingly committed a robbery at 196 Putnam Street, New Haven, Connecticut by threatening the occupants of the residence with firearms and removing a safe containing an amount of United States currency, in violation of Conn. Gen. Stat. §§ 53a-8(a) and 53a-133.

All in violation of Title 18, United States Code, Section 1962(c).

COUNT TWO
(VCAR Murder)

16. At all times relevant to this Information, the Red Side Guerilla Brims, as more fully described in Paragraphs One through Six of Count One of this Information, which are realleged and incorporated by reference as though set forth fully herein, constituted an “enterprise,” as defined by Title 18, United States Code, Section 1959(b)(2), namely the Red Side Guerilla Brims, that is, a group of individuals associated in fact which was engaged in, and the activities of which affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

17. At all times relevant to this Information, the Red Side Guerilla Brims, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Section 1959(b)(1), namely acts involving murder and robbery, in violation of Connecticut state law, and narcotics trafficking in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

18. On or about April 20, 2011, in the District of Connecticut, the defendant LUIS PADILLA, a.k.a. "Chewy," for the purpose of maintaining and increasing position in the Red Side Guerilla Brims, an enterprise engaged in racketeering activity, as described above, unlawfully, willfully and knowingly murdered Kevin Lee, in violation of Connecticut General Statutes Section 53a-54a.

All in violation of Title 18, United States Code, Section 1959(a)(1).

COUNT THREE

(Unlawful Possession of a Firearm by a Convicted Felon)

19. On or about August 18, 2014, in the District of Connecticut, the defendant LUIS PADILLA, a.k.a. "Chewy," having been convicted in the Superior Court of the State of Connecticut of crimes punishable by imprisonment for a term exceeding one year, that is: (1) Criminal Possession of a Pistol or Revolver, in violation of Conn. Gen. Stat. § 53a-217c, (2) Larceny in the Third Degree, in violation of Conn. Gen. Stat. § 53a-124; and (3) Possession of Narcotics, in violation of Connecticut Gen. Stat. § 21a-279(a), on or about January 4, 2013, did knowingly possess a firearm and ammunition in and affecting commerce, namely, (1) a Llama .45 caliber pistol, bearing serial number A32256, and (2) Magtech .45 caliber ammunition, both of which had been shipped and transported in interstate commerce.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

UNITED STATES OF AMERICA



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