

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

UNITED STATES OF AMERICA : CRIMINAL NO. \_\_\_\_\_  
: :  
: :  
: 21 U.S.C. Section 841(a)(1)  
: (Possession with intent to distribute  
: cocaine base “crack” - 1 Count);  
v. :  
: 21 U.S.C. Section 841(a)(1)  
: (Possession with intent to distribute  
: cocaine - 1 count);  
: :  
: 18 U.S.C. Section 924(c)(1)(A).  
: (Carrying a firearm during and  
: in relation to a drug trafficking  
: offense - 1 Count).  
: :  
: 18 U.S.C. Section 922(g)(1)  
: (Convicted felon in possession  
: of a firearm - 1 Count).  
: :  
: 21 U.S.C. Section 853  
JORGE COLON, : Notice of Forfeiture.  
a/k/a/ “Jorge Vasquez” :

**SUPERSEDING INDICTMENT**

**COUNT ONE**

THE GRAND JURY CHARGES THAT:

On or about October 10, 1998, at Philadelphia, in the Eastern District of Pennsylvania,  
defendant

JORGE COLON,  
a/k/a/ “Jorge Vasquez”

knowingly and intentionally possessed with the intent to distribute a mixture or substance

containing a detectable amount of cocaine base (“crack”), a Schedule II narcotic drug controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1).



COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 10, 1998, at Philadelphia, in the Eastern District of Pennsylvania,  
defendant

JORGE COLON  
a/k/a/ "Jorge Vasquez"

knowingly and intentionally possessed with intent to distribute a mixture or substance containing  
a detectable amount of cocaine, a Schedule II narcotic drug controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 10, 1998, at Philadelphia, in the Eastern District of Pennsylvania,

defendant

JORGE COLON  
a/k/a/ "Jorge Vasquez"

knowingly carried a firearm and ammunition, that is, a Beretta 9 millimeter semi-automatic luger, Model 8000 Cougar-F, serial number #022507MC, loaded with 8 rounds of ammunition, during and in relation to a drug trafficking offense for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute cocaine base ("crack") and cocaine, in violation of Title 21, United States Code, Section 841(a)(1), as charged in Counts One and Two of this indictment.

In violation of Title 18, United States Code, Section 924(c)(1)(A).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 10, 1998, at Philadelphia, in the Eastern District of Pennsylvania,  
defendant

JORGE COLON  
a/k/a/ "Jorge Vasquez"

having been previously convicted of an offense punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Beretta 9 millimeter semi-automatic luger, Model 8000 Cougar-F, serial number #022507MC, loaded with 8 rounds of ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE FOR FORFEITURE

1. The allegations of Counts One and Two of this Indictment are incorporated by reference in this Notice of Forfeiture as if set forth at length below.

2. As a result of the violations of Title 21, United States Code, Section 841(a) set forth in Counts One and Two of this Indictment, defendant JORGE COLON, a/k/a/ "Jorge Vasquez," shall forfeit to the United States of America, pursuant to Title 21, United States Code, Section 853, the following property:

A. Any and all interest JORGE COLON, a/k/a/ "Jorge Vasquez," may have in real or personal property used, or intended to be used, in any manner or part to commit or to facilitate the commission of the violations of Title 21, United States Code, Section 841(a) set forth in Counts One and Two of the Indictment, including but not limited to the following:

(i) a Beretta 9 millimeter semi-automatic luger, Model 8000 Cougar-F, serial number #022507MC, loaded with 8 rounds of ammunition, seized from JORGE COLON, a/k/a/ "Jorge Vasquez," on October 10, 1998.

B. Any and all interest of JORGE COLON, a/k/a/ "Jorge Vasquez," in real and personal property constituting or derived from any proceeds that JORGE COLON, a/k/a/ "Jorge Vasquez," obtained, directly or indirectly, as a result of the violations of Title 21, United States Code, Section 841(a) set forth in Counts One and Two of the Indictment, including but not limited to, the property described in paragraph (2)(A)(i), above.

3. If any of the property describe above as being subject to forfeiture, as a result of any act or omission of JORGE COLON, a/k/a/ "Jorge Vasquez,":

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- 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 subdivided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other real or personal property of the defendant up to the value of the property listed above as being subject to forfeiture.

A TRUE BILL

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FOREPERSON

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MICHAEL R. STILES  
United States Attorney