

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

vs.

CASE NUMBER: 8:08—M-1111 TBM

RODNEY PHILON

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about March 15, 2008, in Pasco County, in the Middle District of Florida and elsewhere, the defendant did,

distribute the anabolic steroid, dianabol, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a). I further state that I am a(n) Special Agent with the Drug Enforcement Administration, and that this Complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: Yes No



Signature of Complainant
Gary W. Corbett, Special Agent

Sworn to before me and subscribed in my presence,

March 16, 2008

at

Tampa, Florida

Thomas B. McCoun, III
United States Magistrate Judge
Name & Title of Judicial Officer


Signature of Judicial Officer

AFFIDAVIT

Gary Corbett, being duly sworn, depose and say:

1. I am a Special Agent of the United States Department of Justice, Drug Enforcement Administration (DEA). I am an "investigative or law enforcement officer" of the United States within the meaning of 18 U.S.C. § 2510(7), in that I am an officer of the United States empowered by law to conduct criminal investigations and make arrests for offenses enumerated in Title 18 U.S.C. § 2516. I am and have been a Special Agent of the United States Department of Justice, Drug Enforcement Administration (DEA) since January, 2004. I have received formal training at the Drug Enforcement Administration Basic Agent Training, Quantico, Virginia. The sixteen-week DEA Basic Academy included several hundred hours of comprehensive, formalized instruction in, but not limited to, basic narcotic investigations, drug identification, detection, interdiction, familiarization with United States narcotic laws, financial investigations and money laundering, identification and seizure of drug related assets, and undercover operations.
2. Since May of 2004, I have been assigned to the DEA Tampa District Office. During this time I have conducted or participated in narcotics investigations, including conspiracies to distribute (21 U.S.C. §846) cocaine HCL and the possession of cocaine HCL with the intent to distribute (21 U.S.C. §841).
3. The following was reported to me by other law enforcement officers, Confidential Sources (CS') and/or gathered through personal observations. The statements contained in this affidavit are based on my personal knowledge, or information related to me by other law enforcement officers and/or confidential sources (CS)

and co-conspirators. This affidavit does not set forth every fact resulting from this investigation; rather, it contains a summary of the investigation to date in order to establish probable cause for the arrests of the individual listed below:

4. During the week of March 10, 2008, a DEA confidential source, hereinafter referred to as CS, met with Rodney PHILON. The CS had previously met PHILON through Kevin MASSIMINO and participated in a weightlifting workout with MASSIMINO and PHILON. During that time period, MASSIMINO indicated to the CS that PHILON provided steroids that he (MASSIMINO) was taking. During the week of March 10, 2008, the CS asked PHILON whether or not he/she would be able to purchase a cycle of steroids. PHILON initially responded to the CS that he was just finishing a cycle of steroids, and was taking a week off, but that he would have the CS start a cycle when he did. At the direction of law enforcement, the CS informed PHILON that he/she wanted to start earlier. PHILON indicated that he would attempt to get the CS the steroids he desired.
5. On Friday March 14, 2008, Kevin MASSIMINO contacted the CS and told the CS that he and PHILON would be at the International Plaza located in Tampa, Florida. The CS was informed by MASSIMINO that PHILON would have the steroids the CS had asked for. The CS was directed by law enforcement to go to the International Plaza where he/she met with PHILON and MASSIMINO. Following a lunch meeting, the CS was not given the steroids. The CS contacted PHILON telephonically and was told that PHILON would get him/her the steroids at a later date.
6. On Saturday March 15, 2008, the CS made arrangements via telephone to meet

with PHILON. PHILON informed the CS that the only steroids he had left were from his personal stash of Dianabol. The CS and PHILON then made arrangements to meet at Publix located on SR 54 in Pasco County. At approximately 8:15 PM, PHILON met with the CS in the parking lot at the CS' vehicle. During that time, agents were able to observe PHILON give the CS a package and receive money from the CS. The CS was then met by agents where he/she turned over a plastic sandwich bag with 10 pink tablets of Dianabol. The CS stated that when PHILON provided the 10 Dianabol pills to him/her PHILON also gave verbal instructions to the CS on how to use the Dianabol pills.

7. Based on the foregoing facts, I submit that probable cause exists to believe that the defendant, Rodney PHILON, violated the narcotics laws of the United States of America by distributing a quantity of anabolic steroids, that is dianabol, in violation of Title 21, United States Code, Section 841.



Gary W. Corbett, Special Agent
Drug Enforcement Administration

Sworn to and subscribed before me this 16th day of March, 2008.



Thomas B. McCoun, III
United States Magistrate Judge