

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

SUPERSEDING INDICTMENT FOR VIOLATIONS
OF THE FEDERAL CONTROLLED SUBSTANCES ACT

UNITED STATES OF AMERICA	*	CRIMINAL NO: 08-067
v.	*	SECTION: "J"
HENRY DEEB GABRIEL, III	*	VIOLATION: 21 U.S.C. § 841(a)(1)
	*	21 U.S.C. § 846
	*	21 U.S.C. § 859
	*	18 U.S.C. § 1512(c)(2)
	*	
	*	
	*	

The Grand Jury charges that:

COUNT 1

(THE HEROIN AND COCAINE HYDROCHLORIDE CONSPIRACY)

Beginning at a time unknown, but prior to on or about December 1, 2007 and continuing until on or about February 7, 2008, in the Eastern District of Louisiana, and elsewhere, the defendant, **HENRY DEEB GABRIEL, III** did knowingly and intentionally combine, conspire, confederate and agree with other persons known and unknown to the Grand Jury, to distribute and possess with intent to distribute quantities of heroin, a Schedule I drug controlled substance and quantities of

cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C); all in violation of Title 21, United States Code, Section 846.

COUNT 2

On or about January 5, 2008, in the Eastern District of Louisiana, the defendant, **HENRY DEEB GABRIEL**, did knowingly and intentionally distribute a quantity of heroin, a Schedule I drug controlled substance to Madeleine Prevost, which caused serious bodily injury and the death of Madeleine Prevost; all in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and Title 18, United States Code, Section 2.

COUNT 3

On or about January 5, 2008, in the Eastern District of Louisiana, the defendant, **HENRY DEEB GABRIEL, III**, a person at least 18 years of age, did knowingly and intentionally distribute a quantity of heroin, a Schedule I narcotic drug controlled substance, to Madeleine Prevost, a person under 21 years of age, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), all in violation of Title 21, United States Code, Section 859.

NOTICE OF FORFEITURE

1. The allegations of Counts 1 through 3 of this indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.
2. As a result of the offenses alleged in Counts 1 through 3, the defendant, **HENRY DEEB GABRIEL, III**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts 1 through 3 of this indictment.
3. If any of the above described forfeitable property, as a result of any act or omission of the defendant:
 - 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, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

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New Orleans, Louisiana
April 18, 2008