

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA * CRIMINAL DOCKET NO. 06-133

vs.

*** SECTION: "K"**

ONIS WILSON

*** VIOLATION: 18 U.S.C. § 922(g)(1)
18 U.S.C. § 924(a)(2)**

* * *

FACTUAL BASIS

If this matter had gone to trial, the government would have proven beyond a reasonable doubt, through the introduction of competent testimony and admissible exhibits and evidence, including documentary and physical evidence, the following, to support the allegations contained in the two-count Indictment now pending against the accused, Onis WILSON:

On 29 JAN 2005 New Orleans Police Department (NOPD) officers Octavio Baldassaro and Sal Castellon from the 5th District were patrolling the N. Galvez and Lamanche Streets. As they were patrolling they observed a blue 1999 Oldsmobile run a stop sign. As such they proceeded to perform a valid traffic stop. The vehicle pulled over and the two officers proceeded to walk over to the car. As they did so, the driver, WILSON, attempted to get out of the car and upon doing so one of the officers observed a handgun in the driver's side door side panel. At that moment the officers took WILSON and the passenger out of the vehicle and took them to the back of their patrol car. Officer Castellon stayed with WILSON and

the passenger of the vehicle while officer Baldassaro returned back to the vehicle and proceeded to go where they had observed the firearm. Upon doing so officer Baldassaro discovered and retrieved a Smith and Wesson model 59, 9 millimeter pistol bearing serial number A251190. The officers then conducted a patdown of WILSON and discovered that he had a personal use amount of crack in his pant pocket. The officers then proceeded to conduct a name search and learned that WILSON had been convicted in 1999 to a second offense possession of Marijuana.

WILSON has at least one prior felony conviction, specifically he has a conviction on 17 MAY 1999 in the Orleans Parish Criminal District Court under case number 406-917-A for Possession of Marijuana second offense in violation of La R.S. 40:966(D)(2). The Smith and Wesson model 59, 9 millimeter pistol bearing serial number A251190 was manufactured in Springfield, Massachusetts, outside Louisiana, and thus travelled and affected in interstate commerce.

JUAN M. MASINI
Assistant United States Attorney

Date

GEORGE CHANEY
Defense Counsel / Bar Number

Date

ONIS WILSON
Accused

Date