

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. **11-20766**

18 U.S.C. § 1951(a)
18 U.S.C. § 875(a) **CR-MIDDLEBROOKS**
18 U.S.C. § 981(a)(1)(C)

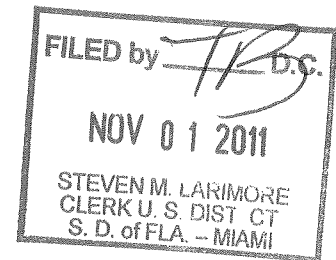
UNITED STATES OF AMERICA

vs.

YANDRYS LEON,
a/k/a "Leo,"
YADIRA LEON PLACIAS,
MANUEL BERNAL,
a/k/a "Papito,"
OSCAR A. MORERA TORRES,
a/k/a "Perez,"
and
JOSE A. FERNANDEZ,

Defendants.

MAGISTRATE JUDGE
GARBER



INDICTMENT

The Grand Jury charges that:

COUNT 1

From on or about May 15, 2009, the exact date being unknown to the Grand Jury, and continuing through on or about June 6, 2009, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

YANDRYS LEON,
a/k/a "Leo,"
YADIRA LEON PLACIA,
MANUEL BERNAL,
a/k/a "Papito,"
OSCAR A. MORERA TORRES,
a/k/a "Perez,"
and
JOSE A. FERNANDEZ,

did knowingly and willfully combine, conspire, confederate, and agree with each other and with other persons known and unknown to the Grand Jury to obstruct, delay, and affect commerce and the movement of articles in commerce by extortion, as the terms "commerce" and "extortion" are defined in Title 18, United States Code, Section 1951(b)(2) and (b)(3), to obtain property from other persons, to wit, "A.I." and "M.M.," with those persons' consent, induced by wrongful use of actual and threatened force, violence, and fear, in violation of Title 18, United States Code, Section 1951(a).

COUNT 2

On or about May 28, 2009, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendants,

**YANDRYS LEON,
a/k/a "Leo,"
and
MANUEL BERNAL,
a/k/a "Papito,"**

knowingly and with intent to extort did transmit in interstate and foreign commerce from Florida to New Jersey a telephone communication to other persons, to wit, "A.I." and "M.M.," and the communication contained a demand and request for a ransom and reward, that is, forty thousand dollars (\$40,000), for the release of "Y.Q.I.," "O.G.P.," "R.C.Q.I.," and "A.C.Q.," who had been kidnapped, in violation of Title 18, United States Code, Sections 875(a) and 2.

COUNT 3

On or about May 23, 2009, in Miami-Dade County, in the Southern District of Florida, the defendant,

**OSCAR A. MORERA TORRES,
a/k/a "Perez,"**

knowingly and with intent to extort did transmit in interstate and foreign commerce from Florida to New Jersey a telephone communication to other persons, to wit, "A.I." and "M.M.," and the communication contained a demand and request for a ransom and reward, that is, forty thousand dollars (\$40,000), for the release of "Y.Q.I.," "O.G.P.," "R.C.Q.I.," and "A.C.Q.," who had been kidnapped, in violation of Title 18, United States Code, Sections 875(a) and 2.

COUNT 4

On or about May 20, 2009, in Miami-Dade County, in the Southern District of Florida, the defendant,

**JOSE A. FERNANDEZ,
a/k/a "Jose,"**

knowingly and with intent to extort did transmit in interstate and foreign commerce from Florida to New Jersey a telephone communication to other persons, to wit, "A.I." and "M.M.," and the communication contained a demand and request for a ransom and reward, that is, forty thousand dollars (\$40,000), for the release of "Y.Q.I.," "O.G.P.," "R.C.Q.I.," and "A.C.Q.," who had been kidnapped, in violation of Title 18, United States Code, Sections 875(a) and 2.

FORFEITURE ALLEGATION

1. The allegations of Counts 1 through 4 of this Indictment are re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture to the United States of certain property in which the defendants, **YANDRYS LEON, a/k/a "Leo," YADIRA LEON PLACIAS, MANUEL BERNAL, a/k/a "Papito," OSCAR A. MORERA TORRES, a/k/a "Perez,"** and **JOSE A. FERNANDEZ, a/k/a "Jose,"** have an interest.

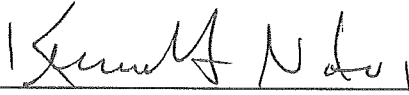
2. Upon conviction of any violation alleged in Counts 1 through 4 of this Indictment, the defendants so convicted shall forfeit to the United States, pursuant to Title 18, United States

Code, Section 981(a)(1)(C), as incorporated by Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to such violation.

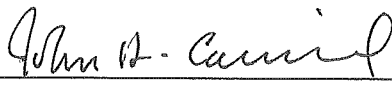
All pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

A TRUE BILL

FOREPERSON



WIFREDO A. FERRER
UNITED STATES ATTORNEY



JOHN D. COURIEL
ASSISTANT UNITED STATES ATTORNEY