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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

UNITED STATES OF AMERICA,

Plaintiff,

vs.

OLUWOLE ADEGBORUWA, and
ENRIQUE ISONG,

Defendants.

Case No. 2:19-CR-00260 JNP

SECOND SUPERSEDING INDICTMENT

Count 1: 21 U.S.C. § 848 Engaging in a Continuing Criminal Enterprise (Adegboruwa)

Count 2: 21 U.S.C. §§ 841(a)(1) and 846, Conspiracy to Distribute Oxycodone (Adegboruwa and Isong);

Count 3: 21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2, Distribution of Oxycodone, Distribution of Oxycodone (Oluwole Adegboruwa);

Count 4: 21 U.S.C. § 841(a)(1), and 18 U.S.C. § 2, Distribution of Oxycodone (Adegboruwa and Isong);

Count 5: 21 U.S.C. § 841(a)(1), and 18 U.S.C. § 2, Distribution of Oxycodone (Adegboruwa);

Count 6: 21 U.S.C. § 843(b), Use of the United States Mail in Furtherance of Drug Trafficking Offense-aiding and Abetting (Adegboruwa) and;

Count 7: 18 U.S.C. §§ 1956(h), 1956(a)(1)(A)(i), 1956(a)(1)(B)(i) and 18 U.S.C. § 2, Conspiracy to Commit Money Laundering-Aiding and Abetting. (Adegboruwa and Isong)

The Grand Jury charges:

COUNT 1

21 U.S.C. § 848

(Engaging in a Continuing Criminal Enterprise)

Beginning on a date unknown, but at least by October 16, 2016, and continuing until on or about May 23, 2019, in the District of Utah, and elsewhere,

OLUWOLE ADEGBORUWA,

Defendant herein, did engage in a continuing criminal enterprise in that he unlawfully, knowingly and intentionally violated 21 U.S.C. §§ 841(a)(1), 843, 846, and 848, which violations include but are not limited to,

- The violation alleged in Count 2, Conspiracy to Distribute Oxycodone, which is re-alleged and incorporated herein by reference as though fully set forth in this Count;
- The violation alleged in Count 3, Distribution of Oxycodone, which is re-alleged and incorporated herein by reference as though fully set forth in this Count;
- The violation alleged in Count 4, Distribution of Oxycodone, which is re-alleged and incorporated herein by reference as though fully set forth in this Count;
- The violation alleged in Count 5, Distribution of Oxycodone, which is re-alleged and incorporated herein by reference as though fully set forth in this Count;
- The violation alleged in Count 6, Use of the United States Mail in Furtherance of Drug Trafficking Offense-aiding and Abetting, which is re-alleged and incorporated herein by reference as though fully set forth in this Count;

which violations were part of a continuing series of violations of the Controlled Substances Act, Title 21, U.S.C. Section 801, *et seq.*, undertaken by defendant OLUWOLE

ADEGBORUWA, in concert with at least 5 other persons with respect to whom OLUWOLE ADEGBORUWA occupied a position of organizer, supervisor, and any position of

management, and from which such continuing series of violations the defendant obtained substantial income and resources.

COUNT 2

21 U.S.C. §§ 841(a)(1) and 846
(Conspiracy to Distribute Oxycodone)

Beginning on a date unknown, and least by October 16, 2016, and continuing until on or about May 23, 2019, in the District of Utah,

OLUWOLE ADEGBORUWA and ENRIQUE ISONG

defendants herein, did knowingly and intentionally conspire with others known and unknown to distribute a controlled substance, to wit: Oxycodone, a Schedule II controlled substance within the meaning of 21 U.S.C. § 812, all in violation of 21 U.S.C. § 841(a)(1) and 846 and punishable pursuant to 21 U.S.C. § 841(b)(1)(C).

COUNT 3

21 U.S.C. § 841(a)(1)
(Distribution of Oxycodone)

On or about May 3-7, 2018, in the District of Utah,

OLUWOLE ADEGBORUWA,

defendant herein, did knowingly and intentionally distribute Oxycodone, a Schedule II controlled substance within the meaning of 21 U.S.C. § 812, and did aid and abet therein, all in violation of 21 U.S.C. § 841(a)(1) and 18 U.S.C § 2, and punishable pursuant to 21 U.S.C. § 841(b)(1)(C).

COUNT 4

21 U.S.C. § 841(a)(1)
(Distribution of Oxycodone)

On or about April 12-17, 2019, in the District of Utah,

OLUWOLE ADEGBORUWA and ENRIQUE ISONG,

defendant herein, did knowingly and intentionally distribute Oxycodone, a Schedule II controlled substance within the meaning of 21 U.S.C. § 812, and did aid and abet therein, all in violation of 21 U.S.C. § 841(a)(1) and 18 U.S.C § 2, and punishable pursuant to 21 U.S.C. § 841(b)(1)(C).

COUNT 5

21 U.S.C. § 841(a)(1)
(Distribution of Oxycodone)

On or about May 2-7, 2019, in the District of Utah,

OLUWOLE ADEGBORUWA,

defendants herein, did knowingly and intentionally distribute Oxycodone, a Schedule II controlled substance within the meaning of 21 U.S.C. § 812, and did aid and abet therein all in violation of 21 U.S.C. § 841(a)(1) and 18 U.S.C § 2, and punishable pursuant to 21 U.S.C. § 841(b)(1)(C).

COUNT 6

21 U.S.C. § 843(b)
(Use of U.S. Mail in Furtherance of a Drug Trafficking Offense)

On or about May 3-7, 2018, in the District of Utah,

OLUWOLE ADEGBORUWA,

defendant herein, did knowingly and intentionally use a communication facility, the U.S. Mail, in facilitating the commission of any act constituting a felony under Title 21, United States Code, Section 841(a)(1), that is, distribution of a controlled substance; and did aid and abet therein, all in violation of 21 U.S.C. § 843(b) and 18 U.S.C § 2.

COUNT 7

18 U.S.C. § 1956(h)
(Conspiracy to Commit Money Laundering)

Beginning on a date unknown, and at least by September 29, 2016, and continuing to on or about June 6, 2019, in the District of Utah and elsewhere,

OLUWOLE ADEGBORUWA and ENRIQUE ISONG,

defendants herein, did knowingly and intentionally combine, conspire, confederate, and agree with others known and unknown to the Grand Jury to launder monetary instruments, knowing that the property involved in a financial transaction represented the proceeds of some form of unlawful activity, by conducting and attempting to conduct such a financial transaction involving the proceeds of a specified unlawful activity, that is the unlawful distribution of a controlled substance, specifically, oxycodone, with the intent to promote the carrying on of the specified unlawful activity; knowing that the financial transaction was designed in whole or in part to conceal and disguise the nature, the location, the source, the ownership, and the control of the proceeds of the specified unlawful activity; in violation of 18 U.S.C. §§ 1956(a)(1)(A)(i), 1956(a)(1)(B)(i); knowingly engaged in a monetary transaction involving funds that were the proceeds of criminally derived property in excess of \$10,000; in violation of 18 U.S.C. § 1957(a), and did aid and abet therein, all in violation of 18 U.S.C. § 1956(h) and 18 U.S.C. § 2.

NOTICE OF INTENT TO SEEK FORFEITURE

Pursuant to 21 U.S.C. § 853(a), upon conviction for any offense violating 21 U.S.C. §848, the defendant Oluwole Adegboruwa shall forfeit to the United States of America 1) any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense; 2) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense; and 3) any interest in, claims against, and property or contractual rights affording a source of control over, the continuing criminal enterprise.

Pursuant to 21 U.S.C. § 853, upon conviction of any offense charged herein in violation

of 21 U.S.C. §§ 841, 843, and/or 846, the defendants shall forfeit to the United States of America any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offenses and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offenses.

Pursuant to 18 U.S.C. § 982(a)(1), upon conviction of any offense in violation of 18 U.S.C. § 1956, the defendants shall forfeit to the United States of America any property, real or personal, involved in such violations, and any property traceable to such property.

The property to be forfeited includes:

- 203.4748427 BTC
- \$15,500 Cash/Currency in lieu of 2017 Dodge Charger VIN# 2C3CDXCT8HH524377,
- \$82,687.00 United States Currency
- \$259,356.00 United States Currency
- 26 Western Union Money Orders totaling \$9,400.00
- \$38,352.64 funds in JP Morgan Chase Bank Account ending in 1165 in the name of Online Freight International, Inc.

The United States may seek a MONEY JUDGMENT equal to the value of any property not available for forfeiture as a result of any act or omission of the defendants for one or more of the reasons listed in 21 U.S.C. § 853(p).


The United States may seek to forfeit substitute assets as allowed by 21 U.S.C. § 853(p).

A TRUE BILL:

/s/

FOREPERSON OF THE GRAND JURY

TRINA A. HIGGINS
United States Attorney



THADDEUS J. MAY
Assistant United States Attorney