

STATE OF NEW YORK
COUNTY OF ONONDAGA

COUNTY COURT

-----X
THE PEOPLE OF THE STATE OF NEW YORK

-against-

DEION BRADLEY
MALIK EVANS, a/k/a “Leak”
CHAD FIRENZE
BRYCEDON JAMES, a/k/a “Doodak”
EMANUEL JENKINS, a/k/a “Lean”
DOCCIANA MACK
EDWARD PETTIFORD, a/k/a “Buster”
HENRY TOWNSEND, a/k/a “Rock,” a/k/a “Henrock”

SEALED
INDICTMENT
Indict No. 2023-0640 (1 - 8)

Index No. 2023-11404

OCTF 22-012S

Defendants.

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Count One

THE GRAND JURY OF ONONDAGA COUNTY, by this indictment, accuses the defendants, DEION BRADLEY, MALIK EVANS, a/k/a “Leak” (hereinafter “Malik Evans”), CHAD FIRENZE, BRYCEDON JAMES, a/k/a “Doodak” (hereinafter “Brycedon James”) DOCCIANA MACK, EDWARD PETTIFORD, a/k/a “Buster” (hereinafter “Edward Pettiford”), and HENRY TOWNSEND, a/k/a “Rock,” a/k/a “Henrock” (hereinafter “Henry Townsend”) of the crime of **CONSPIRACY IN THE SECOND DEGREE**, in violation of Section 105.15 of the Penal Law of the State of New York, committed as follows:

From on or before September 22, 2022, through on or about May 22, 2023, in Onondaga County and Oswego County, in the State of New York and elsewhere, with intent that conduct constituting the crime of Criminal Sale of a Controlled Substance in the Second Degree, said crime being a Class A felony, be committed, the defendants knowingly and intentionally agreed with each other and with others, known and unknown, to engage in or cause the performance of such conduct.

PREAMBLE

It was part of this conspiracy to sell narcotics and methamphetamine in amounts of one-half ounce or more in Onondaga County and Oswego County, in the State of New York and elsewhere.

It was also part of this conspiracy for EDWARD PETTIFORD to sell narcotic drugs and/or methamphetamine to DEION BRADLEY, BRYCEDON JAMES, DOCCIANA MACK, HENRY TOWNSEND, and others.

It was also part of this conspiracy for DEION BRADLEY to obtain methamphetamine and other controlled substances from EDWARD PETTIFORD to sell to others.

It was also part of this conspiracy for HENRY TOWNSEND to sell narcotic drugs to MALIK EVANS and others and to sell methamphetamine to others.

It was also part of this conspiracy for BRYCEDON JAMES to work in conjunction with HENRY TOWNSEND to sell narcotic drugs to others.

It was also part of this conspiracy for MALIK EVANS to obtain narcotic drugs from HENRY TOWNSEND to sell to CHAD FIRENZE and others.

It was also part of this conspiracy for CHAD FIRENZE and DOCCIANA MACK to sell narcotic drugs to others.

It was also part of the conspiracy for members of the conspiracy to communicate with each other and others over cellular telephones using codes and speaking in a guarded, cryptic manner.

OVERT ACTS

In the furtherance of the conspiracy and to affect the objects thereof, from on or before September 22, 2022, through on or about May 22, 2023, the following overt acts, among others, were committed:

1. On or about September 22, 2022, MALIK EVANS sold narcotic drugs to another person in the City of Oswego, Oswego County.

2. On or about October 14, 2022, in a series of coded, guarded, and cryptic telephone communications, MALIK EVANS agreed to travel to Oswego County to distribute “4” quantities of narcotic drugs to another person.

3. On or about November 29, 2022, CHAD FIRENZE possessed numerous glassine envelopes filled with controlled substances containing a mixture of both fentanyl and heroin to resell in the City of Fulton, Oswego County.

4. On or about November 30, 2022, in a series of coded, guarded, and cryptic telephone communications, CHAD FIRENZE ordered narcotic drugs from MALIK EVANS and told Evans that a female would travel to EVANS to procure them “right now,” because FIRENZE had customers “lined up at my door” to purchase them.

5. On or about February 26, 2023, in a series of coded, guarded, and cryptic telephone conversations, HENRY TOWNSEND asked BRYCEDON JAMES to supply him with “one house,” referring to a package containing 50-envelopes of a narcotic drug, to sell to his customers, whom TOWNSEND referred to as “my people.”

6. On or about March 3, 2023, in a series of coded, guarded, and cryptic telephone conversations, MALIK EVANS ordered “12” quantities of narcotic drugs bearing the “Rolex” stamp from HENRY TOWNSEND, and they agreed to meet on “Valley” Drive in the City of Syracuse, Onondaga County, to conduct the transaction.

7. On or about March 17, 2023, during a coded, guarded, and cryptic telephone communication, DOCCIANA MACK requested that EDWARD PETTIFORD sell her cocaine, which MACK referred to as “hardware,” and they agreed to meet in “the projects” in the City of Syracuse, Onondaga County, to conduct the transaction.

8. On or about March 28, 2023, HENRY TOWNSEND possessed controlled substances containing methamphetamine with an aggregate weight of two ounces or more, as well

as cocaine with an aggregate weight of one-eighth ounce or more, in the City of Syracuse, Onondaga County.

9. On or about April 6, 2023, in a series of coded, guarded, and cryptic telephone conversations, BRYCEDON JAMES ordered “eleven” quantities of narcotic drugs from EDWARD PETTIFORD to distribute to “Leak,” referring to MALIK EVANS.

10. On or about April 20, 2023, during a coded, guarded, and cryptic telephone conversation, DEION BRADLEY ordered methamphetamine, which BRADLEY referred to as “ice cream,” from EDWARD PETTIFORD, to sell his customers, whom BRADLEY referred to as “my peoples.”

11. On or about April 22, 2023, in a coded, guarded, and cryptic telephone conversation, EDWARD PETTIFORD agreed to sell an ounce of methamphetamine to BRYCEDON JAMES, who had requested “a little zipper of ice cream.”

12. On or about May 1, 2023, during a coded, guarded, and cryptic telephone conversation, DEION BRADLEY ordered a “half ounce” of methamphetamine from EDWARD PETTIFORD, and PETTIFORD agreed to deliver it to BRADLEY at his residence in the City of Syracuse, Onondaga County.

13. On or about May 22, 2023, DOCCIANA MACK possessed cocaine weighing one-eighth ounce or more in the City of Syracuse, Onondaga County.

Count Two

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of September, 2022, in the City of Oswego, Oswego County, knowingly and unlawfully sold a narcotic drug.

Count Three

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 14th day of October, 2022, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Four

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 14th day of October, 2022, in the Town of Granby, Oswego County, knowingly and unlawfully sold a narcotic drug.

Count Five

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 6th day of November, 2022, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug, to wit: cocaine.

Count Six

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 29th day of November, 2022, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Seven

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, CHAD FIRENZE, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 29th day of November, 2022, in the City of Fulton, Oswego County, knowingly and unlawfully possessed a narcotic drug with intent to sell it.

Count Eight

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 30th day of November, 2022, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Nine

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, CHAD FIRENZE, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 30th day of November, 2022, in the City of Fulton, Oswego County, knowingly and unlawfully possessed a narcotic drug with intent to sell it.

Count Ten

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 3rd day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Eleven

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, MALIK EVANS, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 3rd day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug with intent to sell it.

Count Twelve

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 6th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Thirteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 6th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Fourteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, BRYCEDON JAMES, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 6th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Fifteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 16th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug.

Count Sixteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, BRYCEDON JAMES, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 16th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug with intent to sell it.

Count Seventeen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE SECOND DEGREE** in violation of Section 220.41(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 21st day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold one or more preparations, compounds, mixtures or substances containing a narcotic drug, to wit: cocaine, and the preparations, compounds, mixtures or substances are of an aggregate weight of one-half ounce or more.

Count Eighteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, BRYCEDON JAMES, of the crime of **ATTEMPTED CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Sections 110.00 and 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 21st day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully attempted to possess a narcotic drug, to wit: cocaine, with intent to sell it.

Count Nineteen

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, BRYCEDON JAMES, of the crime of **ATTEMPTED CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Sections 110.00 and 220.16(12) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 21st day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully attempted to possess one or more preparations, compounds, mixtures or substances containing a narcotic drug, to wit: cocaine, and said preparations, compounds, mixtures or substances were of an aggregate weight of one-half ounce or more.

Count Twenty

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE SECOND DEGREE** in violation of Section 220.41(2) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold one or more preparations, compounds, mixtures or

substances containing methamphetamine, its salts, isomers or salts of isomers and the preparations, compounds, mixtures or substances were of an aggregate weight of one-half ounce or more.

Count Twenty-one

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, BRYCEDON JAMES, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(7) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing methamphetamine, its salts, isomers or salts of isomers with intent to sell it and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Twenty-two

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 9th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug, to wit: cocaine.

Count Twenty-three

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 9th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug, to wit: cocaine.

Count Twenty-four

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 9th day of April, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug, to wit: cocaine, with intent to sell it.

Count Twenty-five

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(7) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 1st day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold one or more preparations, compounds, mixtures or substances containing methamphetamine, its salts, isomers or salts of isomers and the preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Twenty-six

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, DEION BRADLEY, of the crime of **ATTEMPTED CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Sections 110.00 and 220.16(7) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 1st day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully attempted to possess one or more preparations, compounds, mixtures or substances containing methamphetamine, its salts, isomers or salts of isomers with intent to sell it and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Twenty-seven

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL SALE OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.39(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully sold a narcotic drug, to wit: cocaine.

Count Twenty-eight

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug, to wit: cocaine, with intent to sell it.

Count Twenty-nine

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EDWARD PETTIFORD, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE FOURTH DEGREE** in violation of Section 220.09(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing a narcotic drug, to wit: cocaine, and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Thirty

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, DOCCIANA MACK, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug, to wit: cocaine, with intent to sell it.

Count Thirty-one

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, DOCCIANA MACK, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE FOURTH DEGREE** in violation of Section 220.09(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 22nd day of May, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing a narcotic drug, to wit: cocaine, and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Thirty-two

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED**

SUBSTANCE IN THE SECOND DEGREE in violation of Section 220.18(2) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing methamphetamine, its salts, isomers or salts of isomers and said preparations, compounds, mixtures or substances were of an aggregate weight of two ounces or more.

Count Thirty-three

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(7) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing methamphetamine, its salts, isomers or salts of isomers with intent to sell it and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Thirty-four

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE THIRD DEGREE** in violation of Section 220.16(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed a narcotic drug, to wit: cocaine, with intent to sell it.

Count Thirty-five

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A CONTROLLED SUBSTANCE IN THE FOURTH DEGREE** in violation of Section 220.09(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly and unlawfully possessed one or more preparations, compounds, mixtures or substances containing a narcotic drug, to wit: cocaine, and said preparations, compounds, mixtures or substances were of an aggregate weight of one-eighth ounce or more.

Count Thirty-six

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, EMANUEL JENKINS, of the crime of **TAMPERING WITH PHYSICAL EVIDENCE** in violation of Section 215.40(2) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, believing that certain physical evidence was about to be produced or used in an official proceeding or a prospective official proceeding, and intending to prevent such production or use, he suppressed it by any act of concealment, alteration or destruction, or by employing force, intimidation or deception against any person, to wit: defendant, believing that certain physical evidence was about to be produced or used in an official or prospective official police investigation and prosecution, did intentionally recover and conceal spent .40 caliber shell casings, and intentionally concealed his clothing by changing into different clothing, prior to police responding to a shooting incident, in order to prevent such production or use of said evidence.

Count Thirty-seven

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **ASSAULT IN THE SECOND DEGREE** in violation of Section 120.05(2) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, with intent to cause physical injury to another person, he causes such injury to such person or to a third person by means of a deadly weapon or dangerous instrument.

Count Thirty-eight

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A WEAPON IN THE SECOND DEGREE** in violation of Section 265.03(1)(b) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly possessed a loaded firearm with intent to use the same unlawfully against another.

The subject matter of this count is an Armed Felony as that term is defined in Section 1.20 of the Criminal Procedure Law.

Count Thirty-nine

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A WEAPON IN THE SECOND DEGREE** in violation of Section 265.03(3) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, knowingly possessed a loaded firearm, to wit: a pistol, and such possession took place

outside the defendant's home or place of business.

The subject matter of this count is an Armed Felony as that term is defined in Section 1.20 of the Criminal Procedure Law.

Count Forty

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE** in violation of Section 265.02(1) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, did possess a firearm, to wit: a pistol.

Count Forty-one

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **RECKLESS ENDANGERMENT IN THE FIRST DEGREE** in violation of Section 120.25 of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, under circumstances evincing a depraved indifference to human life, he recklessly engaged in conduct which created a grave risk of death to another person, to wit: by repeatedly firing a pistol in the direction of West Newell Street at a moving vehicle on a busy street with vehicular traffic and pedestrians present, one of whom was struck by gunfire and injured.

Count Forty-two

AND THE AFORESAID GRAND JURY by this indictment further accuses the defendant, HENRY TOWNSEND, of the crime of **TAMPERING WITH PHYSICAL EVIDENCE** in violation of Section 215.40(2) of the Penal Law of the State of New York, committed as follows:

Said defendant, on or about the 28th day of March, 2023, in the City of Syracuse, Onondaga County, believing that certain physical evidence was about to be produced or used in an official proceeding or a prospective official proceeding, and intending to prevent such production or use, he suppressed it by any act of concealment, alteration or destruction, or by employing force, intimidation or deception against any person, to wit: defendant, believing that physical evidence was about to be produced or used in an official or prospective official proceeding and intending to prevent the production of a pistol in such police investigation of a shooting incident, did suppress it by concealment and/or destruction.

Dated: October 24, 2023
Syracuse, New York

NICOLE KEARY
Deputy Attorney General
Organized Crime Task Force

By:

GEOFFREY J. CIERECK
Assistant Deputy Attorney General
Organized Crime Task Force
300 South State Street, Suite 300
Syracuse, NY 13202

GRAND JURY FOREPERSON
Dated: October 24, 2023