

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO. _____
v. : DATE FILED:
VINCENT SMITHWICK : VIOLATIONS: 21 U.S.C. § 841(a)(1)
(Possession of crack with
intent to distribute - 1 Count)
21 U.S.C. § 860
(Possession of crack with
intent to distribute w/in 1000
feet of a public elementary
school - 1 Count)

I N D I C T M E N T

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about November 11, 2002, at Philadelphia, in the Eastern District of Pennsylvania,
and elsewhere, defendant

VINCENT SMITHWICK

knowingly and intentionally possessed with the intent to distribute over 5 grams, that is, approximately
5.892 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a
Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(iii) .

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 11, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

VINCENT SMITHWICK

knowingly and intentionally possessed with the intent to distribute, more than 5 grams, that is approximately 5.892 grams of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Morton McMichael Elementary School, a public elementary school, located at 3543 Fairmount Avenue in Philadelphia, Pennsylvania, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 860(a).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney