

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

**UNITED STATES OF AMERICA** : **CRIMINAL NO. 03 - \_\_\_\_\_**  
**v.** : **DATE FILED: \_\_\_\_\_**  
**HARVEY PENN** : **VIOLATIONS: 21 U.S.C. § 841(a)(1)**  
 : **(Possession with intent to distribute a**  
 : **controlled substance - 1 count)**

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

From on or about September 11, 2001 through on or about November 13, 2002, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**HARVEY PENN**

knowingly and intentionally possessed with intent to distribute approximately 5,850 pills of Percocet, and approximately 2,560 pills of OxyContin, Schedule II controlled substances.

In violation of Title 21, United States Code, Section 841(a)(1).

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PATRICK L. MEEHAN  
United States Attorney

