

EXHIBIT 26

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

AFFIDAVIT

I, Matthew L. Mahoney, being first duly sworn on oath, depose and state the following:

1. I am an attorney licensed to practice law in the State of Illinois. On March 23, 2005, Ben Baker was arrested and charged with four counts of possession of a controlled substance with intent to deliver (05 CR 8982(01)). In April 2005, I was retained by Ben Baker to represent him on these charges. The case was assigned to Judge Michael Toomin.

2. In the course of my representation, Mr. Baker informed me that the pending charges were the result of his refusal to pay a bribe to a Chicago police sergeant. Specifically, Mr. Baker told me that one of the officers involved in his arrest, Sergeant Ronald Watts, had previously solicited money from him in June 2005, and, when he refused to pay it, Sgt. Watts falsely arrested Mr. Baker for possession of narcotics.

3. Based on Mr. Baker's information, I requested and obtained a court order from Judge Toomin for the files, notes, complaints, and any other information in the possession of the Chicago Police Department, Internal Affairs Division (IAD), regarding the officers involved in Mr. Baker's arrest, namely, Sergeant Watts, Officer Alvin Jones, Officer Bob Gonzales, and Officer Douglas Nichols. The order was dated September 28, 2005, and required that Internal Affairs deliver the documents to Judge Toomin for an *in camera* inspection.

4. In April 2006, I requested that Judge Toomin release the documents he had received from the Internal Affairs Division. Judge Toomin indicated that he had not released them to me

Affidavit of Matthew L. Mahoney (cont.)

because there was an ongoing investigation. However, after an *in camera* inspection, Judge Toomin turned over to me the documents received from the Internal Affairs Division. Based on a review of the relevant transcripts, I believe that the documents were turned over to me immediately before the bench trial commenced on May 23, 2008.

5. The documents included a nine-page "Report of Investigation" from the United States Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATFE"), dated April 14, 2005. The report concerned an investigation of the Gangster Disciple street gang at the Ida B. Wells Housing Projects and described an interview with an individual named Wilbert Moore, a drug dealer at the Wells project.

6. Moore was interviewed on April 7, 2005, while in the custody of the Chicago Police Department. Moore was informed that his cooperation and the information he provided would be brought to the attention of the United States Attorney's Office.

7. Moore stated that he and his associates sold heroin and cocaine in the Wells project. In paragraphs 53 through 58, the report summarizes Moore's allegations concerning Sgt. Watts and members of Watts' team including Officer Alvin Jones. According to Moore, he had personally paid Watts a total of \$7,000. Moore alleged that on one occasion he and his associate Roy Bennett ("Shock") met Watts at 59th and Western. Moore gave Watts two rifles and Bennett paid Watts \$10,000. According to Moore, he would pay Watts when Watts had caught Moore or one of his workers in possession of either firearms or narcotics.

Affidavit of Matthew L. Mahoney (cont.)

8. According to Moore, his associate Roy Bennett usually paid off Sgt. Watts. Moore stated that whenever the money came up short, he knew that Bennett had paid off Watts. Moore reported that Bennett also gave payments to a member of Watts' team named Alvin Jones. Bennett informed Moore that Sgt. Watts confiscated marijuana from other drug dealers and then sold it himself.

9. Moore alleged that he had heard that a rival drug dealer, Willie Gaddy, was also paying Watts money. According to Moore, approximately two years previously, Gaddy decided that he was not going to continue to pay Watts, at which point Watts shot at him. Gaddy was arrested on February 6, 2004, for possession of a controlled substance, C.B. No. 15721799/15721825.

10. Moore stated that Watts was known to have a gambling problem and that Moore had personally seen Watts at the Horseshoe Casino on numerous occasions.

11. At the same time he released the ATFE report, Judge Toomin turned over to me several reports from the Internal Affairs Division of the Chicago Police Department. In one dated September 17, 2004 (approximately six months prior to Mr. Baker's arrest), IAD reported that a "Cooperating Individual" had informed IAD that officers assigned to the Public Housing Unit were demanding and receiving payment from drug dealers in exchange for allowing them to sell drugs. The informant reported that one of the officers had shot at him in 2003.

12. In a report dated September 21, 2004, IAD reported that members of the Chicago

Affidavit of Matthew L. Mahoney (cont.)

Police Department had met with members of the United State's Attorney's Office; Federal Bureau of Investigation; Drug Enforcement Administration; and the Bureau of Alcohol, Tobacco and Firearms. At the meeting, it was determined that there would be a federal investigation and that the informant would be prosecuted in federal court.

13. In a report dated March 9, 2005 (two weeks prior to Mr. Baker's arrest), IAD reported that Sgt. Watts had been accused of taking money from drugs dealers in exchange for allowing them to remain in business. Watts was also accused of arresting those drug dealers who refused to pay.

14. A report dated June 28, 2005, detailed IAD's meeting with Mr. Baker the previous month, during which Mr. Baker informed IAD and Assistant State's Attorney David Navarro that (1) Sgt. Watts had requested money from him in exchange for allowing him to stay in business, (2) Mr. Baker had refused; and (3) Sgt. Watts had then fabricated a case against him as a result of the refusal. Mr. Baker also alleged that Sgt. Watts had shot at Willie Gaddy when he refused to pay the drug "tax." Further, the report stated, "Baker's allegations against Sergeant Watts are essentially the same as those told by two other known drug dealers at the Ida B. Wells Housing Projects, Willie Gaddy and Wilbert Moore. These three men had no knowledge the other was talking to a [sic] Law Enforcement Agents." Finally, the report indicated that Willie Gaddy was then "working off a case" and was brought in by HIDTA ("High Intensity Drug Trafficking Areas", a federal drug enforcement program) and made available to other sections of the Chicago police.

Affidavit of Matthew L. Mahoney (cont.)

15 Attached to this affidavit are copies of the ATFE and IAD reports submitted by IAD to Judge Toomin, who in turn released them to me following his *in camera* inspection.

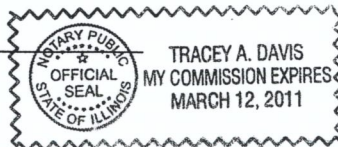
16. I did not have copies of the above reports until Judge Toomin released them to me. I did not present the information contained in these reports as evidence at trial because I concluded that the reports were inadmissible.

FURTHER AFFIANT SAITH NOT.


MATTHEW L. MAHONEY
Attorney at Law

SUBSCRIBED AND SWORN TO BEFORE ME
on April 15, 2008.


NOTARY PUBLIC



DEPT. OF JUSTICE BUREAU OF ALCOHOL, FIREARMS AND EXPLOSIVES REPORT OF INVESTIGATION	Page 1 of 9
--	-------------

ADDRESSED TO: Special Agent in Charge Chicago Field Division	MONITORED INVESTIGATION INFORMATION: Chicago Field Division FY-05 Report 028
---	--

TITLE OF INVESTIGATION: Gangster Disciples-Ida B. Wells Housing Projects
--

FILE NUMBER: 72015-04-0086	REPORT NUMBER: 28
--------------------------------------	-----------------------------

TYPE OF REPORT: (Check Applicable Boxes)			
<input checked="" type="checkbox"/>	REPORT OF INVESTIGATION	<input type="checkbox"/>	COLLATERAL REPLY
<input type="checkbox"/>	REPORT OF INTELLIGENCE	<input type="checkbox"/>	

SUBMITTED BY (Name) Susan M. Bray <i>[Signature]</i>	SUBMITTED BY (Title and Office) Special Agent, Chicago III Field Office	SUBMITTED BY (Date) 04/14/2005
REVIEWED BY (Name) Eric A. Ellis <i>[Signature]</i>	REVIEWED BY (Title and Office) Resident Agent in Charge, Chicago III Field Office	REVIEWED BY (Date) 04/14/2005
APPROVED BY (Name) Andrew L. Traver <i>[Signature]</i>	APPROVED BY (Title and Office) Special Agent in Charge, Chicago Field Division	APPROVED BY (Date) 04/14/2005

DESCRIPTION OF ACTIVITY: Interview of Wilbert MOORE.

SYNOPSIS: On April 7, 2005, ATF Special Agent (S/A) Susan Bray, DEA S/A William Warren, Jr. and Chicago Police Sergeant (Sgt.) Joseph Gorman, Chicago Sergeant Tony Di Cristofano, and Chicago Gang Specialist Alonzo Harris interviewed Wilbert MOORE regarding his knowledge of and association with the individuals trafficking firearms and narcotics in the Ida B. Well Housing Project in Chicago, Illinois (IL).

NARRATIVE:

(1) On April 7, 2005, ATF S/A Susan Bray, DEA S/A William Warren, Jr. and Chicago Police Sergeant (Sgt.) Joseph Gorman, Chicago Sergeant Tony Di Cristofano, and Chicago Gang Specialist Alonzo Harris interviewed Wilbert MOORE regarding his knowledge of and association with the individuals trafficking firearms and narcotics in the Ida B. Wells Housing Project in Chicago, IL at the Chicago Police Department Homan Square facility located at 3340 West Filmore, Chicago, IL.

(2) S/A Bray read MOORE his Constitutional rights via ATF Form 3200.4 and MOORE signed an Advice of Rights and Waiver. MOORE verbally waived his rights and S/A Warren began the interview by stating to MOORE that no promises could or would be made to MOORE. S/A Warren related that any cooperation and information provided by MOORE would be brought to the attention of the Assistant United States Attorney's office.

(3) The following is MOORE's statement, in summary, regarding his knowledge of and association with the individuals trafficking firearms and narcotics in the Ida B. Wells Housing Project in Chicago, IL.

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 2 of 9

ADDRESSED TO:
Special Agent in Charge
Chicago Field Division

MONITORED INVESTIGATION INFORMATION:
Chicago Field Division
FY-05
Report 028

TITLE OF INVESTIGATION:
Gangster Disciples--Ida B. Wells Housing Projects

CASE NUMBER:
72015-04-0086

REPORT NUMBER:
28

- (4) MOORE related he is a member of the Gangster Disciple street gang in the Ida B. Wells Housing Project extension buildings. MOORE related that he is currently unemployed and that he supports himself by selling heroin and cocaine on a daily basis. MOORE related that he has been selling narcotics in Ida B. Wells for 15-20 years.
- (5) MOORE related that he controls the "574" building and up until three months ago he sold heroin on a daily basis from the building. He related that things became "too hot" at the building so he temporarily ceased trafficking heroin out of this building. MOORE stated that it became "too hot" after the shooting between him and Cha-Chi (Roderick SMITH) that occurred in September of 2004 at the Ida B. Wells Housing Projects. MOORE related that after the shooting, the police were very present at the extension buildings and the police were doing a lot of raids. MOORE related that he moved to Atlanta and began working at Harold's Chicken. MOORE related this friend Andre SIMMONS, a.k.a. "Dre", owns the Harold's Chicken and he invested \$15,000.00 in the business. MOORE related that he is living with Cedric Benjamin, Dre's nephew, at 2866 Norfair Loop, Lithonia, Georgia (GA).
- (6) SIMMONS, Andre, black male, 6'2, 165 lbs, brown eyes, black hair, DOB: 6/20/1968, IR: 980228, SID: IL30925100, FBI: 579163NA4, IDOC: B74775, convicted felon, currently on parole, 2951 Clearbrook Drive, Marietta, GA.
- (7) MOORE related that he came back to Chicago when Patrick NOONER, a.k.a. "PT", ask him to come back to Chicago to show him how to mix the heroin and help run the heroin distribution operation. MOORE related that "PT" paid for his airline ticket.
- (8) MOORE related that "Tywann" (Tywann BROUGHTON), "Shock" (Roy BENNETT), "Dog" (Harry SEALS), "Harold" (Harold OWENS) and himself run the heroin line known as "Renegade" out of the "574" building. MOORE related the cocaine line is known as "7-11". MOORE related that he sold approximately \$10,000.00 of heroin a day out of this building and the profit is divided amongst the five of them. MOORE stated he made approximately \$400.00 per day selling heroin. MOORE stated that he and "Dog" mixed the heroin, "Shock" distributes the product out and "Tywann" collects the money.
- (9) MOORE related that "Dog" lives at 67th and Seeley and his aunt lives at 38th and Vernon. MOORE related that "Dog" drives a gray Aurora.
- (10) MOORE related that "Tywann" lives at 55th and Woods with his girlfriend "Tina". MOORE related "Tywann" drives a white Chevrolet Impala. MOORE related "Tywann" goes with NOONER's sister. MOORE related "Big Folk" in his cellular telephone is "Twyann". MOORE related that he contacts "Twyann" on his cellular telephone number (773) 217-8203 and on his home telephone number (773) 476-5044.
- (11) MOORE related that no heroin is currently being sold out of the "574" building. MOORE stated that

DEPT. OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 3 of 9

ADDRESSED TO:
Special Agent in Charge
Chicago Field Division

MONITORED INVESTIGATION INFORMATION:
Chicago Field Division
FY-05
Report 028

TITLE OF INVESTIGATION:
Gangster Disciples--Ida B. Wells Housing Projects

CASE NUMBER:
72015-04-0086

REPORT NUMBER:
28

- (12) MOORE related that one source of supply for heroin is Antoinette ROJAS. MOORE related that he was previously supplied heroin from Patty ROJAS, Antoinette's sister. MOORE related that Patty is now deceased. MOORE related that Patty and Antoinette ROJAS are Columbian. MOORE stated that he purchased 500 grams to one kilogram of heroin from Patty ROJAS on approximately thirty (30) to forty (40) occasions. MOORE related that he has been purchasing heroin from Patty ROJAS since 1999. MOORE related that he would purchase one kilogram of heroin from ROJAS for \$82,000.00. MOORE related that he began dealing with Antoinette ROJAS when Patty became too ill and confined to a wheelchair. MOORE described Antoinette ROJAS as black female, 28-30 years old, 5'5", heavy set.
- (13) MOORE related that he met Antoinette ROJAS at the Portillo's restaurant on Ontario in Chicago, IL a few weeks prior to Romell LAWRENCE's arrest on March 8, 2005. MOORE related that ROJAS showed up with one kilogram of heroin. MOORE related that ROJAS fronted him the kilogram of heroin. MOORE related that he agreed to pay ROJAS the \$82,000.00 in installments. MOORE related that he gave the kilogram of heroin to Rashaun LAWRENCE, a.k.a. "Jigger". MOORE related that a week later LAWRENCE gave him \$30,000.00 to pay ROJAS and he stated he paid ROJAS the money. MOORE related that he would make \$5,000.00 on the heroin transaction. MOORE stated that he contacts ROJAS on her cellular telephone number (773) 443-2207. MOORE stated that ROJAS drives a white Porsche truck and a blue minivan. MOORE stated that he also contacts ROJAS at her friend's cellular telephone number (773) 443-6205.
- (14) MOORE related that he usually meets ROJAS at "Suzies" a hot dog stand at the intersection of Interstate 90 and Montrose to purchase the heroin. MOORE related that ROJAS lives nearby this area.
- (15) LAWRENCE, Rashaun, a.k.a. "Jigger", black male, DOB: 4/4/1975, 6'1, 235 lbs, brown eyes, black hair, IR: 992596, SID: 31008150, FBI: 271188PA9, a convicted felon, 525 East 37th Street, Chicago, IL.
- (16) Rashaun LAWRENCE has a 2004 Pontiac 4-door, Illinois license plate 7786642, VIN: 2G2WP542841168224, registered to him at 575 East Browning, Chicago, IL, 60653. LAWRENCE has Illinois driver's license L652-7207-5097 issued to him at 525 East 37th Street, Chicago, IL, 60653.
- (17) MOORE related that Romell LAWRENCE was arrested with 500-600 grams of heroin and it was Rashaun's heroin (C.B. No. 16112562, R.D. No. HL-223206, dated March 8, 2005). MOORE related that Rashaun LAWRENCE posted \$30,000.00 for Romell's bond.
- (18) MOORE related that LAWRENCE still owes ROJAS \$44,000.00. MOORE related that LAWRENCE is trying to sell his van and jewelry to make money to pay back ROJAS. MOORE related that a week ago LAWRENCE gave him \$8,000.00 to pay ROJAS and he stated he paid ROJAS the money.

PL JOINT 005034

BAKER GLENN 005034

05 CR 08982:00029

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 4 of 9

ADDRESSED TO: Special Agent in Charge Chicago Field Division	MONITORED INVESTIGATION INFORMATION: Chicago Field Division FY-05 Report 028
TITLE OF INVESTIGATION: Gangster Disciples--Ida B. Wells Housing Projects	
CASE NUMBER: 772015-04-0086	REPORT NUMBER: 28

- (19) MOORE related that LAWRENCE does not have a line in any of the buildings. MOORE related that LAWRENCE bags up his heroin and sells it under other people's lines in the extension buildings. MOORE related LAWRENCE pays the workers on the other lines to sell his heroin. MOORE related that LAWRENCE told him, "I needs to make money". MOORE stated LAWRENCE said he needs to get the debt to ROJAS paid so he can purchase more heroin from her.
- (20) MOORE related that LAWRENCE is trying to sell his 1998 black and gray conversion van for \$15,000.00. MOORE related LAWRENCE also drives a 2000 or 2002 black Grand Prix with tinted windows. MOORE related that he contacts LAWRENCE on his cellular telephone number (773) 297-4703.
- (21) MOORE related that after Patty ROJAS passed away six months prior, he started to purchase heroin from Patrick NOONER, a.k.a. "PT". MOORE related that for the first two weeks he purchased 100 grams of heroin everyday from NOONER for \$8,500.00. MOORE stated that for the next following week he purchased 200 grams of heroin from NOONER for \$17,000.00. MOORE related that he then purchased a kilogram of heroin for \$85,000.00 every ten (10) days to two weeks from NOONER.
- (22) MOORE related that on one occasion he met with NOONER off the expressway right after NOONER had received a shipment of narcotics. MOORE related that NOONER was driving his white van. MOORE stated he saw NOONER in possession of fifty (50) kilograms of cocaine and three (3) kilograms of heroin. MOORE related that NOONER gave him a kilogram of heroin and ten (10) kilograms of cocaine. MOORE related that NOONER has a long white van that he utilizes when he is going to pick up a load of narcotics. MOORE related that NOONER usually parks the van in front of the "540" building. MOORE related that NOONER also drives a blue minivan and black Dodge truck.
- (23) MOORE related that NOONER would bring him a sample of heroin to show him and to ask him what he could do with it. MOORE related that it is known that he knows "dope".
- (24) Patrick NOONER has a 2001 Chevrolet carryall, Illinois license plate number 6039488, registered to him at 16781 Torrence Avenue, Apartment 207, Lansing, IL, 60438. NOONER has 2005 Dodge carryall, Illinois license plate number 6968672 registered to him at the Lansing address. NOONER has Illinois drivers license number N560-6657-1099 issued to him at the Lansing address.
- (25) MOORE related that he gave the ten (10) kilograms of cocaine to Arnold COUNCIL. MOORE related that COUNCIL ran the crack line known as "Pink Panther" out of the 4429 Federal building. MOORE related that NOONER would give him one kilogram of heroin and five (5) kilograms of cocaine at a time. MOORE related that he gave the "C", referring to cocaine, to COUNCIL. MOORE stated that he did not deal cocaine but sells cocaine in weight. MOORE stated that he would front COUNCIL the five (5) kilograms of cocaine. MOORE stated that NOONER would sell the five kilograms of cocaine to him for \$100,000.00. MOORE related that COUNCIL drove a blue Concorde or a light blue van.

PL-005035

BAKER GLENN 005035

05 CR 08982:00030

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 5 of 7

ADDRESSED TO:
Special Agent in Charge
Chicago Field Division

MONITORED INVESTIGATION INFORMATION:
Chicago Field Division
FY-05
Report 028

TITLE OF INVESTIGATION:
Gangster Disciples--Ida B. Wells Housing Projects

FILE NUMBER:
72015-04-0086

REPORT NUMBER:
28

- (26) COUNCIL, Arnold, black male, DOB: 8/14/1976, 5'10", 160 lbs, brown eyes, black hair, IR: 1027565, SSN: 353-64-6539, SID: IL34024590, FBI: 577940RA7. COUNCIL has Illinois drivers license number C524-01276231 issued to him at 3714 South Indiana, Chicago, IL, 60653.
- (27) MOORE related that he believes that COUNCIL had someone break into his apartment in the "574" building and steal \$85,000.00. MOORE related that he was out of town and "Dog" (Harry SEALS) was staying at his place. MOORE related that COUNCIL called "Dog" and asked him to meet him. MOORE related that while "Dog" went to meet with COUNCIL the break-in occurred. MOORE related that a search warrant was executed at COUNCIL's residence in May of 2004 and since this time he and COUNCIL have had their differences. MOORE related that COUNCIL is associated with Torrence COOKS.
- (28) MOORE related that NOONER is supplying "L" (Lamont WATSON) with cocaine and heroin to sell out of the "540" building. MOORE related that NOONER supplies WATSON with one kilogram of heroin and five (5) kilograms of cocaine at a time. MOORE related that his heroin line is known as "red line" or "Powerball". MOORE related that "Mac", WATSON's brother, is selling out of the "540" building. MOORE related that WATSON does his operation all himself. MOORE related that WATSON drives a blue Chevrolet Lumina with tinted windows and a maroon Impala, which is a rental car. MOORE related WATSON lives in Lake Meadows near 35th Street and Rhodes, Chicago, IL.
- (29) MOORE related that he contacts WATSON on his cellular telephone number (773) 908-9615.
- (30) MOORE stated that Jovan TOWERS, a.k.a. "Vonnice or V-Lo" is selling narcotics out of the "540" building. MOORE stated that TOWERS works for Lamont WATSON.
- (31) MOORE related that "Little J-J", a.k.a. "Killer", (FNU LNU), has a line in the "540" building. MOORE related that "Little J-J" is a known "shooter". MOORE related that "Little J-J" was involved in a shooting with GADDY (shooting occurred on March 23, 2005). MOORE stated that "Little J-J" followed GADDY, who was with "Gabe" and "Fuzz" (Leonard GIPSON) and GADDY shot at "Little J-J" and "Little J-J" shot back at them. MOORE described "Little J-J" as a black male, 5'0, 15 or 16 years old.
- (32) MOORE stated that Valentino WILBOURN, a.k.a. "Tino", just got out of jail. MOORE related that WILBOURN did five (5) years in prison. MOORE related that WILBOURN took over the "559" building.
- (33) MOORE stated that "Gabe" (Gabriel BUSH) still has a heroin line in the "559" building. MOORE related that "Gabe" works for Willie GADDY. MOORE related that "Gabe" has been involved in numerous shootings lately. MOORE related that about a month ago "TA" shot "Gabe".

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 6 of 9

ADDRESSED TO:
Special Agent in Charge
Chicago Field Division

MONITORED INVESTIGATION INFORMATION:
Chicago Field Division
FY-05
Report 028

TITLE OF INVESTIGATION:
Gangster Disciples--Ida B. Wells Housing Projects

CASE NUMBER:
772015-04-0086

REPORT NUMBER:
28

- (34) MOORE stated that "Taupe" (Tulorn FUMBANKS) was arrested with "Gabe's" firearm (FUMBANKS was arrested on December 30, 2004 for Aggravated Unlawful Use of a Weapon, C.B. No. 16047306).
- (35) MOORE related that Bobby COLEMAN and Willie GADDY caught a state case together (GADDY and COLEMAN were arrested on February 6, 2004 for Possession of a Controlled Substance, C.B. No. 15721799/15721825). MOORE related that COLEMAN works for GADDY.
- (36) MOORE related that "Stank" (FNU LNU) controls the "575" building. MOORE stated that Allen JACKSON, a.k.a. "AllenJ", and Brian FORD, a.k.a. "B-Lo", work for "Stank" in the "575" building. MOORE related that "B-Lo" goes to NOONER when "Stank" does not have any narcotics.
- (37) MOORE related "Big Cuz" in his cellular telephone is Brian FORD. MOORE related that he contacts FORD on his cellular telephone number (312) 208-9514.
- (38) MOORE related that "Little Reggie" (FNU LNU) works in the "527" building and he is working for Torrence COOKS.
- (39) COOKS, Torrence, black male, DOB: 3/5/1973, 6'1", 260 lbs, brown eyes, black hair, IR: 930227, SID: IL29272030, FBI: 809183NA6, SSN: 340-62-1312, 18110 Orleans Drive, Hazel Crest, IL.
- (40) MOORE related "Fat Mac" in his cellular telephone is COOKS. MOORE related that he has not spoken with COOKS in approximately four months. MOORE related that he contacts COOKS on his cellular telephone number (773) 787-9799 or on COOKS girlfriend's cellular telephone number (773) 339-1239. MOORE related that he has attempted to meet with COOKS to settle the conflict with Arnold COUNCIL.
- (41) MOORE related that "Ben" is selling in the "527" building and his selling work for "Bird", a Black Disciple. MOORE related that he contacts "Bird" on his cellular telephone number (708) 653-7854.
- (42) MOORE related that NOONER supplies cocaine to "Mike" (Mike WILSON) from the Ickes Housing Project. MOORE related "Mike" caught a state case for a kilogram of cocaine and \$10,000.00 about two or three years ago and has served his time and is back "hustling".
- (43) MOORE related that there are two firearms in the "574" building and different people take them home every night. MOORE related that he has had a Glock 9mm semi-automatic pistol with a sixteen (16) round clip for approximately three (3) years and "AllenJ" has a S & W .40 caliber semi-automatic pistol.
- (44) MOORE related that "Youngin" (Glenn ROGERS) is known as a "stick up" guy and breaks into houses. MOORE related that he never purchased any firearms from ROGERS. MOORE stated that he tried to purchase firearms from ROGERS but ROGERS told him that he would get more money for the firearms from NOONER. MOORE related that most of the firearms are from NOONER. MOORE related that most of the firearms are from NOONER.

PL-JOINT 005037

BAKER GLENN 005037

DEPT. OF JUSTICE
BUREAU OF ALCOHOL, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 7 of 9

ADDRESSED TO: Special Agent in Charge Chicago Field Division	MONITORED INVESTIGATION INFORMATION: Chicago Field Division FY-05 Report 028
TITLE OF INVESTIGATION: / Gangster Disciples-Ida B. Wells Housing Projects	
CASE NUMBER: 772015-04-0086	REPORT NUMBER: 28

because NOONER paid the most for the firearms. MOORE related that ROGERS sold firearms to GADDY. MOORE related that on one occasion he had asked ROGERS about some firearms and ROGERS told him that the firearms were for GADDY.

- (45) MOORE related that most of the firearms acquired by individuals in the Ida B. Wells Housing Project are purchased from "hypes". MOORE related that Billy WASHINGTON was known to have a firearm connection from Mississippi and firearms have been purchased from WASHINGTON. MOORE stated that WASHINGTON is currently incarcerated on a state firearms charge.
- (46) MOORE related that "Gabe" (Gabriel BUSH) has recently been shooting at him. MOORE stated that at first he thought it was Willie GADDY shooting at him and he called GADDY and accused GADDY of shooting at him. MOORE related that he later found out that it was "Gabe" not GADDY shooting at him.
- (47) MOORE related that GADDY is a known "shooter" and nobody messes with GADDY. MOORE related GADDY ran heroin and crack cocaine out of the "559" building. MOORE related when GADDY caught his state case he quit selling out of the "559" building.
- (48) MOORE related that "Big Ant" (FNU LNU) sells weed and hydro out of the Ida B. Wells buildings. MOORE related that "Big Ant" sell a pound of hydro for \$5,000.00. MOORE related that "Big Ant" drives an older blue Monte Carlo. MOORE related he contacts "Big Ant" on his cellular telephone number (773) 936-6970. MOORE related "Big Ant" is a black male approximately 30 years old.
- (49) MOORE related that he was involved in a shooting on April 6, 2005 at approximately 5:00 p.m. at 43rd and Federal. MOORE related that he was in a gray Grand Prix with "Dog" and they came up on Arnold COUNCIL, who was driving a white Lumina, with "Dre". MOORE related that GADDY, who was driving a red Toyota Corolla, with "Gabe" drove up to all of them. MOORE related that shots were exchange amongst them and his Grand Prix was so shot up him and "Dog" left the vehicle and ran. MOORE related that they came across a man, who works for Illinois Department of Transportation (IDOT) on the Dan Ryan Expressway and paid him \$100.00 to drop him off.
- (50) MOORE related that later on April 6, 2005, he met GADDY at Portillo's on Ontario in Chicago, IL. MOORE related that GADDY was with "Gabe" and "Fuzz" and GADDY, "Gabe" and "Fuzz" had firearms on their person. MOORE related that he was with "AllenJ" and he had a 9mm pistol and "AllenJ" had a .40 caliber pistol on their person. MOORE related that COUNCIL came in with firearm on his person. MOORE related that he and "AllenJ" left immediately. MOORE stated that he went to the "574" building and dropped off the 9mm pistol at the building.
- (51) MOORE related that "Dre", "Gabe" and GADDY were all incarcerated together in state prison.

PL JOINT 005038

BAKER GLENN 005038

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 8 of 9

ADDRESSED TO:
Special Agent in Charge
Chicago Field DivisionMONITORED INVESTIGATION INFORMATION
Chicago Field Division
FY-05
Report 028TITLE OF INVESTIGATION:
Gangster Disciples--Ida B. Wells Housing ProjectsCASE NUMBER:
72015-04-0086REPORT NUMBER:
28

- (52) MOORE related that he heard that Cha-Chi (Roderick SMITH) and COUNCIL paid "Robert Lee" \$10,000.00 each to kill him. MOORE related that it is known that "Robert Lee" has been paid to kill people.
- (53) MOORE related that Sergeant WATTS worked for Housing South and worked the Ida B. Wells Housing Projects. MOORE related that he paid WATTS a total of \$7,000.00. MOORE related that "Shock" usually paid WATTS. MOORE related that one time after "Shock" paid WATTS, he told someone and WATTS was upset and he would only deal with "Shock" after that. MOORE related that when the money came up short, then he knew that "Shock" had paid off WATTS. MOORE related that Chicago Police Officer Al JONES worked on WATTS's team and he also took the payments from "Shock". MOORE related that WATTS, Al JONES and Kenny never let the white officers know what is going on. MOORE related that Mohammed was on the WATTS's team but is not there now.
- (54) MOORE related that on one occasion, he and "Shock" meet WATTS at 59th and Western. MOORE related that he gave WATTS two rifles and "Shock" paid WATTS \$10,000.00. MOORE related that he would pay WATTS when he had caught him or one of his workers with something, referring to a firearm or narcotics.
- (55) MOORE related that on one occasion he was with NOONER after NOONER had purchased a new black Lincoln Navigator. MOORE related that WATTS pulled over NOONER and him in the Navigator and when WATTS came up and saw NOONER, WATTS said "oh it's you Pat" and let them go immediately. MOORE related that NOONER and WATTS grew up together.
- (56) MOORE related that he had heard that GADDY was paying WATTS money. MOORE related that GADDY decided that he was not going to pay WATTS and WATTS shot at GADDY when GADDY was running away. MOORE related that this incident occurred approximately two years ago.
- (57) MOORE related that it is known that WATTS has a gambling problem. MOORE related that he has seen WATTS at the Horseshoe Casino on numerous occasions.
- (58) MOORE related that about a week ago WATTS took forty (40) bags of weed from the "Chingey" on the first floor of the "559" building and turned around and sold the weed to "Shock". MOORE stated that "Shock" told him this when he purchased some weed from "Shock".
- (59) MOORE related that he has about \$30,000.00 in savings. MOORE related that "Tracy" has \$20,000.00 and he has \$10,000.00. MOORE related that "Tracy" lives on 71st and California and they have a daughter together. MOORE related that \$6,000.00 is in an apartment in the "574" building and Kim BROWN, his girlfriend, has \$4,000.00. MOORE related that BROWN lives at 64 West Fountain Head, Westmont, IL. MOORE related he had a chain worth \$16,000.00 in the "574" building in apartment 401 with "Vicky".

DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
REPORT OF INVESTIGATION

Page 9 of 9

ADDRESSED TO:
Special Agent in Charge
Chicago Field Division

MONITORED INVESTIGATION INFORMATION:
Chicago Field Division
FY-05
Report 028

TITLE OF INVESTIGATION:
Angster Disciples—Ira B. Wells Housing Projects

CASE NUMBER:
72015-04-0086

REPORT NUMBER:
28

- (60) MOORE related that he has a 2001 silver CL55 Mercedes in Atlanta. MOORE related it is parked in front of 2866 Norfair Loop, Lithonia, GA. MOORE related he paid \$60,000.00 for it. MOORE related that his friend Tommy JONES purchased it on his behalf at an auction about a year and a half ago. MOORE stated that he paid \$3,000.00 at a time to pay off the loan. MOORE related that he also has a blue Nissan Maxima in Atlanta. MOORE related that he purchased the Nissan at the car dealership at 71st and Western, Chicago, IL. MOORE related that when he purchased the vehicle last year he put \$7,000.00 as a down payment. MOORE stated that he also traded in a Nissan Maxima and a Dodge Durango. MOORE related that he still owes \$11,000.00. MOORE related that he put the car in Kimerly BROWN's name.
- (61) Kimberly BROWN has an Illinois state drivers license number B650-5007-9889 issued to her at 64 West Fountainhead Drive, Apartment 203, Westmont, IL, 60559. BROWN has a 2004 blue Nissan, Illinois license plate number 5942507, VIN: 1N4BA41E54C875009, registered to her at the Westmont address. BROWN has a 2003 KIA Sort, Illinois license plate number Kymmie2, VIN: KNDJD733135146289, registered to her at the Westmont address.
- (62) MOORE related that he just purchased a red station wagon yesterday and he paid \$900.00 for the vehicle. MOORE related that he has a connect with Alamo Rental Cars and he usually utilizes rental vehicles. MOORE related that he has not held a legitimate job since 1990 or 1992. MOORE related that his rent in Georgia is \$900.00 per month and the utilities are \$150.00 per month.

OFFICE OF THE SUPERINTENDENT
Internal Affairs Division

17 SEPTEMBER 2004

TO: Commanding Officer
Internal Affairs Division
Confidential Investigation Section

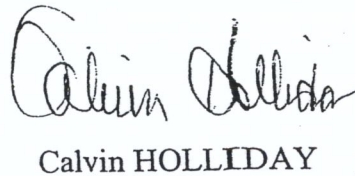
FROM: Police Agent Calvin HOLLIDAY, Star 10865
Internal Affairs Division
Confidential Investigation Section

SUBJECT: Case Initiation

Complaint Register Number: 300778
Confidential Number: 259476

On 16 September 2004, the undersigned agent was made aware of unknown Public Housing Unit officers taking (tax) money from drug dealers, allowing them to sell their product. The information was obtained from Sergeant Henry HARRIS, Star 2602, of HIDTA. In the debriefing of a Cooperating Individual, this information was obtained.

The C.I. told Lieutenant Juan RIVERA, Star 734, Sergeant Kenneth BIGG, Star 1135 and Police Agent Calvin HOLLIDAY, Star 10865 the officers had approached him and requested payment for his doing business, selling drugs, in their area. Allegedly, one of the officers had shot at him in the year 2003 because he ran away from the officer. They later returned to speaking terms. The C.I. said this is an on going incident and many of the larger drug dealers in the area are paying tax (money) to these officers. Given this information, a Confidential Complaint Register Number is requested.



Calvin HOLLIDAY
Internal Affairs Division
Confidential Investigation Section

APPROVED:



Lieutenant Juan RIVERA
Commanding Officer

OFFICE OF THE SUPERINTENDENT
Internal Affairs Division

21 SEPTEMBER 2004

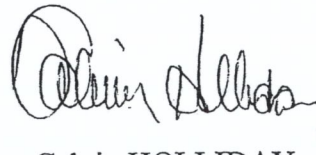
TO: Commanding Officer
Internal Affairs Division
Confidential Investigation Section

FROM: Police Agent Calvin Holliday, Star 10865
Internal Affairs Division
Confidential Investigation Section

SUBJECT: Status Report

ALLEGATION: It is alleged officers in the Public Housing Unit are accepting money from drug dealers, allowing them to continue to sell narcotics.

On 20 September 2004, a meeting occurred with the purpose of implementing some type of strategy for the investigation of this case. After meeting with representatives from the United States Attorneys Office, Federal Bureau of Investigations, Drug Enforcement Administration, Alcohol, Tobacco and Firearms and the Chicago Police Department, it was determined this would be a federally prosecuted investigation. The Co-operating Individual is to be prosecuted in federal court and the United States Attorneys office believe they should be in control of everything thing that results from his cooperation.



Calvin HOLLIDAY
Internal Affairs Division
Confidential Investigation Section

APPROVED:



Commanding Officer
Confidential Investigation Section

Complaint Register # 300778

Confidential # 259476

Attachment # _____

INTERNAL AFFAIRS DIVISION
Confidential Investigation Section

09 MARCH 2005
CR# 300778

TO: Commanding Officer
Internal Affairs Division
Confidential Investigation Section

FROM: Police Agent Calvin HOLLIDAY, Star 10865
Internal Affairs Division
Confidential Investigations Section

SUBJECT: Integrity Check

ALLEGATION: It is alleged, while assigned to Unit 715, Sergeant Ronald WATTS, Star 2640 and Police Officer Kallatt MOHAMMED, Star 14122, were taxing drug dealers (taking money); allowing them to remain in business.

The before mentioned officers, formerly assigned to Unit 715, presently assigned to the 2nd District, are to be the subject(s) of an Integrity Check. The goal of the now unnamed operation is to give the accused members an opportunity to prove or disprove the allegation against them.

The information given suggests the officers know or make it a point to get to know, all drug dealers in the area of their assigned duties. It is said the officers take money from those drug dealers who wish to work in their area. Those who do not cooperate are arrested.

The objective of this exercise is to provide an undercover officer with a large sum of currency, placing him in an undercover vehicle, in the area of the accused officers work assignment. He will have the appearance of a working drug dealer and be prepared to have an evasive conversation, to arouse suspicion, upon being approached.

The undercover officer will be in full view of a surveillance team assigned to him as well as the group of Internal Affairs Division personnel working the operation. The operation will be conducted with set guidelines, under the direction of one named, on the scene supervisor. Information has been gathered regarding the accused. Before implementing the plan, every necessary piece of information will have been gone over by the participating members and approving supervisory personnel up to and including the deputy of the Internal Affairs Division.

Operational considerations are as follows

1. Duty hours
2. Daily mission assignments
3. Geographic locations

Complaint Register # 300778

Confidential # 259476

PL JOINT 005043

BAKER GLENN 005043
Attachment # _____

OFFICE OF THE SUPERINTENDENT
Confidential Investigation Section

CR# 300778

4. Uniform of the day
5. Possible inventory
6. Surveillance responsibilities and assignments
7. Officer Safety

These considerations and any others that come into play, will be addressed. The plan will allow for a certain degree of flexibility but will never compromise the safety of any person involved.

The plan of attack is to have the undercover officer appear to be a drug dealer, looking for one of his customers, while in the given work area of the accused. He will never be out of view of his personal surveillance officer(s). In his possession will be a sum of pre recorded currency. The undercover officer will be directed, by the supervisor on the scene, to the location that will place him in the view of the accused. If all goes according to plan, the accused officer will make contact. The undercover officer will be advised and reminded to not say anything that would be considered entrapment. The plan is such that if the undercover officer is taken into custody, he will be allowed to be transported to the 2nd District. If an attempt is made to transport him any place other than the 2nd District, a tactical unit from Internal Affairs Division will make the stop on the transporting unit.

There will be approximately ten (10) persons involved in addition to the undercover officer. They will have one common goal, the safety of the Undercover Officer.

Equipment necessary for the execution of this plan will be furnished by the Confidential Investigation Section of the Internal Affairs Division.

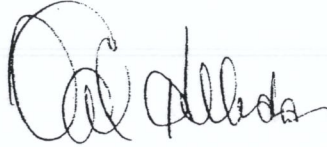
Styx and Zone radios
Covert and Tactical vehicles
Photographic equipment
United States Currency (amount as yet undetermined)
Drug paraphernalia

Complaint Register # 300778

Confidential # 259476

Attachment # _____

(Continued for signature only)



Police Agent Calvin HOLLIDAY
Internal Affairs Division
Confidential Investigations Section

APPROVED:



Commanding Officer
Confidential Investigation Section

SD. RD.

Complaint Register # 300778

Confidential # 259476

Attachment # **BAKER GLENN 005045**

INTERNAL AFFAIRS DIVISION
Confidential Investigation Section

28 JUNE 2005

TO: Commanding Officer
Internal Affairs Division
Confidential Investigation Section

FROM: Police Agent Calvin HOLLIDAY, Star 10865
Internal Affairs Division
Confidential Investigations Section

SUBJECT: Case Information

REFERENCE: Complaint Register Number 300778
Confidential Number 259476

ACCUSED: Sergeant Ronald WATTS, Star 2640

It is alleged Sergeant Ronald WATTS is taking drugs and money from high ranking drug dealers and allowing them to remain in business. It is also alleged that Sergeant WATTS takes drugs and then tells that person they owe him the total street value of the seized drugs or they will go to jail for possession.

The undersigned, in May 2005, met with Assistant States Attorney David NAVARRO (773 869 2897), private attorney Matthew MAHONEY, his client, gang member and drug dealer, Ben BAKER (IR # 901905), his wife, and Sergeants Ray BRODERDORF and Kenneth BIGG at 2650 South California. BAKER spoke of WATTS wanting BAKER to pay WATTS to stay in business and of BAKER'S resisting to do so. BAKER alleged his present case in court was placed on him by Sergeant WATTS. BAKER pledged his co-operation in our investigation and to work as a CI. BAKER stated he would immediately contact the undersigned if he had any contact with Sergeant WATTS. BAKER also spoke of Sergeant WATTS having shot at Willie GADDY for not paying him protection money. BAKER spoke of others selling drugs in the Ida B Wells Housing Projects and that these individuals paid Sergeant WATTS in order to continue to deal drugs. BAKER'S allegations against Sergeant WATTS are essentially the same as those told by two other known drug dealers at the Ida B Wells Housing Projects, Willie GADDY and Wilbert MOORE. These three men had no knowledge the other was talking to a Law Enforcement Agents.

To date, the undersigned has heard nothing from Ben BAKER or his attorney. Another method of investigation, possibly an integrity check, will be sought.

Previously, the undersigned had interviewed drug dealer Willie GADDY, IR # 974447. GADDY was brought in by HIDTA and made available to other Chicago Police Department sections. He was working off a case. He spoke of having been shot at by Sergeant WATTS for not paying protection money while GADDY was selling drugs. He

Complaint Register # 300778

Confidential # 259476
BAKER GLENN 005046

Attachment #

PL JOINT 005046

No. 1-06-3352

IN THE
APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

PEOPLE OF THE STATE OF ILLINOIS,)	Appeal from the Circuit Court
)	of Cook County, Illinois.
Plaintiff-Appellee,)	
)	
-vs-)	No. 05 CR 8982.
)	
BEN BAKER,)	Honorable
)	Michael P. Toomin,
Defendant-Appellant.)	Judge Presiding.

ORDER

This matter coming to be heard on Appellant's motion, all parties having been duly notified, and the Court being advised in the premises,

IT IS HEREBY ORDERED:

That the motion to supplement the record with 2 volumes of record instanter, consisting of:

- (1) a 195-page volume containing, inter alia, documents produced by the Chicago Police Department's Internal Affairs Division, and
- (2) an 8-page volume of the report of proceedings from July 7, 2005

is hereby ALLOWED/DENIED.

PRESIDING JUSTICE

JUSTICE

DATE: _____

JUSTICE

ANNE E. CARLSON
Deputy Defender
Office of the State Appellate Defender
20 North Clark Street - Suite 2800
Chicago, Illinois 60602
(312) 814-5100

COUNSEL FOR DEFENDANT-APPELLANT