

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

**UNITED STATES OF AMERICA**

**v.**

**ELVIN FULTON,  
DWIGHT JULIUS FULTON (aka “DJ”),  
LUIS MALDONADO (aka “Ant”), and  
JUSTIN BROADUS**

**Defendants**

**\* CRIMINAL NO. BEL-10-022  
\*  
\* (Conspiracy to Distribute Oxycodone,  
\* 21 U.S.C. § 846; Conspiracy to Commit  
\* Robbery Involving Controlled  
\* Substances, 18 U.S.C. § 2118(d);  
\* Conspiracy to Distribute Cocaine Base,  
\* 21 U.S.C. § 841; Distribution of Cocaine  
\* Base, 21 U.S.C. § 841; Robbery  
\* involving Controlled Substances, 18  
\* U.S.C. § 2118(a); Bank Robbery, 18  
\* U.S.C. 2113(a) and (f); Aiding and  
\* Abetting, 18 U.S.C. § 2**

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**SECOND SUPERSEDING INDICTMENT**

**COUNT ONE**

The Grand Jury for the District of Maryland charges that:

Beginning on a date unknown to the Grand Jury, but at least by fall of 2008 and, continuing through the date of this Second Superseding Indictment, in the District of Maryland and elsewhere, the defendants,

**ELVIN FULTON,**

**DWIGHT JULIUS FULTON, aka “DJ”,**

**LUIS MALDONADO, aka “Ant”, and**

**JUSTIN BROADUS,**

did knowingly and willfully combine, conspire, confederate and agree with one another and with others known and unknown to the Grand Jury, to distribute and possess with intent to distribute a

mixture or substance containing a detectable amount of oxycodone, also known as Oxycontin and Percocet, a Schedule II controlled substance.

21 U.S.C. § 846

**COUNT TWO**

The Grand Jury for the District of Maryland charges that:

Beginning on a date unknown to the Grand Jury, but beginning by the spring of 2009 and continuing through the date of this Second Superseding Indictment, in the District of Maryland, the defendants,

**ELVIN FULTON,**

**DWIGHT JULIUS FULTON, aka “DJ” and**

**LUIS MALDONADO, aka “Ant”**

did knowingly and willfully combine, conspire, confederate and agree with one another and with others known and unknown to, by force, violence or intimidation, take and attempt to take from the person and presence of employees of the:

- 1) Magnolia Square Pharmacy, 41 N. Walnut Street, Hagerstown, Maryland
- 2) Rite Aid Pharmacy, 825 West Hillcrest Road, Hagerstown, Maryland
- 3) Lykos Pharmacy, 2101 York Road, Timonium, Maryland
- 4) Austin Pharmacy, 6729 York Road, Baltimore, Maryland
- 5) Schindel’s Pharmacy, 642 Oak Hill Ave., Hagerstown, Maryland
- 6) Rite Aid Pharmacy, 22411 Jefferson Boulevard, Smithsburg, Maryland
- 7) Home Care Pharmacy, 22933 Jefferson Boulevard, Smithsburg, Maryland 21783

a material or compound containing a quantity of controlled substances, namely oxycodone and morphine, in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118(d)

**COUNT THREE**

Beginning on a date unknown to the Grand Jury, but at least as of in or about fall of 2008 and, and continuing through in or about the date of this indictment, in the District of Maryland, the defendant,

**JUSTIN BROADUS**

did knowingly and willfully combine, conspire, confederate and agree with others known and unknown to the Grand Jury, to distribute and possess with intent to distribute more than five grams of a quantity of a mixture or substance containing cocaine base, commonly known as “crack,” a Schedule II controlled substance.

21 U.S.C. § 846

**COUNT FOUR**

The Grand Jury for the District of Maryland charges that: on or about September 1, 2009,  
in the State and District of Maryland,

**JUSTIN BROADUS**

the defendant herein, did knowingly, intentionally, and unlawfully distribute, and possess with  
intent to distribute a quantity of a mixture or substance containing cocaine base, commonly  
known as “crack,” a Schedule II controlled substance.

21 U.S.C. § 841

18 U.S.C. § 2

**COUNT FIVE**

The Grand Jury for the District of Maryland charges that: on or about September 8, 2009,  
in the State and District of Maryland,

**JUSTIN BROADUS**

the defendant herein, did knowingly, intentionally, and unlawfully distribute, and possess with  
intent to distribute a quantity of a mixture or substance containing cocaine base, commonly  
known as “crack,” a Schedule II controlled substance.

21 U.S.C. § 841

18 U.S.C. § 2

**COUNT SIX**

The Grand Jury for the District of Maryland charges that: on or about September 25, 2009, in the State and District of Maryland,

**JUSTIN BROADUS**

the defendant herein, did knowingly, intentionally, and unlawfully distribute, and possess with intent to distribute a quantity of a mixture or substance containing cocaine base, commonly known as “crack,” a Schedule II controlled substance.

21 U.S.C. § 841

18 U.S.C. § 2

**COUNT SEVEN**

The Grand Jury for the District of Maryland charges that:

On or about April 21, 2009, in the District of Maryland, the defendant,

**ELVIN FULTON**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Magnolia Square Pharmacy, 41 Walnut Street, Hagerstown, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT EIGHT**

The Grand Jury for the District of Maryland charges that:

On or about May 10, 2009, in the District of Maryland, the defendant,

**ELVIN FULTON**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Rite Aid Pharmacy, 825 West Hillcrest Road, Hagerstown, Maryland, a material or compound containing a quantity of a controlled substance, namely morphine, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT NINE**

The Grand Jury for the District of Maryland charges that:

On or about May 15, 2009, in the District of Maryland, the defendants,

**ELVIN FULTON and**

**DWIGHT JULIUS FULTON, aka “DJ”**

did by force, violence and intimidation, attempt to take from the person and presence of employees of the Lykos Pharmacy, 2101 York Road, Timonium, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT TEN**

The Grand Jury for the District of Maryland charges that:

On or about May 15, 2009, in the District of Maryland, the defendants,

**ELVIN FULTON and**

**DWIGHT JULIUS FULTON, aka “DJ”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Austin Pharmacy, 6729 York Road, Baltimore, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a) 18 U.S.C. § 2

**COUNT ELEVEN**

The Grand Jury for the District of Maryland charges that:

On or about June 4, 2009, in the District of Maryland, the defendants,

**ELVIN FULTON and**

**LUIS MALDONADO, aka “Ant”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Schindel’s Pharmacy, 642 Oak Hill Avenue, Hagerstown, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT TWELVE**

The Grand Jury for the District of Maryland charges that:

On or about June 23, 2009, in the District of Maryland, the defendant,

**ELVIN FULTON**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Rite Aid Pharmacy, 22411 Jefferson Boulevard, Smithsburg, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT THIRTEEN**

The Grand Jury for the District of Maryland charges that:

On or about July 14, 2009, in the District of Maryland, the defendants,

**DWIGHT JULIUS FULTON, aka “DJ” and**

**LUIS MALDONADO, aka “Ant”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Home Care Pharmacy, 22933 Jefferson Boulevard, Smithsburg, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement cost of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT FOURTEEN**

The Grand Jury for the District of Maryland charges that:

On or about July 27, 2009, in the District of Maryland, the defendants,

**DWIGHT JULIUS FULTON, aka “DJ” and**

**LUIS MALDONADO, aka “Ant”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of the Schindel’s Pharmacy, 642 Oak Hill Avenue, Hagerstown, Maryland, a material or compound containing a quantity of a controlled substance, namely oxycodone, with replacement costs of greater than \$500, belonging to, or in the care, custody, control, and possession of a person registered with the Drug Enforcement Administration under section 302 of the Controlled Substances Act.

18 U.S.C. § 2118 (a)

18 U.S.C. § 2

**COUNT FIFTEEN**

The Grand Jury for the District of Maryland charges that:

On or about May 11, 2009, in the District of Maryland, the defendant,

**LUIS MALDONADO, aka “Ant”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of Washington County Teachers Federal Credit Union, 16802 Virginia Ave., Williamsport, Maryland 21795, a bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation, money in the amount of \$9,566.00, more or less, belonging to and in the care, custody, control, management and possession of said bank.

18 U.S.C. §§ 2113(a) & (f)

18 U.S.C. § 2

**COUNT SIXTEEN**

The Grand Jury for the District of Maryland charges that:

On or about May 19, 2009, in the District of Maryland, the defendant,

**LUIS MALDONADO, aka “Ant”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of Susquehanna Bank, 13418 Marsh Pike, Hagerstown, Maryland 21740, a bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation, money in the amount of \$2,767.00, more or less, belonging to and in the care, custody, control, management and possession of said bank.

18 U.S.C. §§ 2113(a) & (f)

18 U.S.C. § 2

**COUNT SEVENTEEN**

The Grand Jury for the District of Maryland charges that:

On or about June 25, 2009, in the District of Maryland, the defendants,

**LUIS MALDONADO, aka “Ant” and**

**DWIGHT JULIUS FULTON, aka “DJ”**

did by force, violence and intimidation, take and attempt to take from the person and presence of employees of Sovereign Bank, 140 Paul Smith Blvd., Hagerstown, Maryland 21740, a bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation, money in the amount of \$2,564.00, more or less, belonging to and in the care, custody, control, management and possession of said bank.

18 U.S.C. §§ 2113(a) & (f)

18 U.S.C. § 2

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ROD J. ROSENSTEIN  
UNITED STATES ATTORNEY

A TRUE BILL:

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FOREPERSON