

# United States District Court

FEB 05 2006

WESTERN

DISTRICT OF VIRGINIA

JOHN F. O'DONOHAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

UNITED STATES OF AMERICA  
V.

HADDEN, Gilbert Dennis

## CRIMINAL COMPLAINT

CASE NUMBER: 7:06M069

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or FEBRUARY 2, 2006 in ROANOKE County, in the WESTERN District of VIRGINIA defendant(s) did, (Track Statutory Language of Offense) CONSPIRE TO DISTRIBUTE HEROIN, and DISTRIBUTION OF HEROIN

in violation of Title 21 United States Code, 846 and 841(a)(1)

I further state that I am a(n) TASK FORCE OFFICER and that this complaint is based on the following facts: SEE ATTACHED AFFIDAVIT  
Official Title

Continued on the attached sheet and made a part

Yes  No

*[Signature]*  
TFO Kenneth Garrett  
Signature of Complainant

Sworn to before me, and subscribed in my presence,

February 5, 2006  
Date

at Roanoke, Virginia  
City and State

Michael F. Urbanski, U.S. Magistrate Judge  
Name and Title of Judicial Officer

*[Signature]*  
Signature of Judicial

7:06m069

AFFIDAVIT

The undersigned, being duly sworn, deposes and state the following:

I, Kenneth D. Garrett, am currently a Task Force Officer of the Drug Enforcement Administration of the United States Department of Justice. I have been a Roanoke City Police Officer for fifteen years and have been assigned to the Roanoke Police Vice/Narcotics Unit for over seven years. During my career and since being assigned to the DEA Task Force, I have specifically investigated illicit drug trafficking organizations and I am familiar with the methods utilized by drug traffickers to import, transport, and distribute controlled substances. I am also familiar with methods used to launder funds obtained from the sale of narcotics. I am familiar with the violations of the Controlled Substances Act, which pertain to Title 21, of the United States Code. I have not included each and every fact known to me about this investigation; rather, I have included only those facts necessary to establish the requisite probable cause.

Your affiant has received information in part contained within this affidavit from Roanoke City Police Detectives and from three sources of information familiar with specific details of this investigation. The sources of information were corroborated by the investigation of your affiant.

On February 2, 2005, Roanoke City Fire/Emergency Medical Services, along with Roanoke City Police Officers responded to [REDACTED] Avenue, Apartment [REDACTED] S.W., Roanoke, Virginia, in reference to a reported drug overdose. Upon arrival, the medical

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personnel located an individual(hereafter referred to as victim) in the bathroom of the residence. The victim had been immersed in cold water and CPR was being conducted. Rescue personnel advised the victim was unresponsive and had no pulse. Rescue personnel was able to resuscitate and incubate the victim. The victim was transported to Roanoke Memorial Hospital.

Confidential Source 1(hereafter referred to as CS1) was interviewed on February 3, 2006, by Roanoke City Police Detectives Josh Carter Alan Bower. CS1 stated he/she had personal knowledge of the victim's past drug addiction to heroin. CS1 stated the victim had purchased heroin from a black male who commonly distributed narcotics from a boarding house at [REDACTED] Avenue, S.W., Roanoke, Virginia. CS1 identified [REDACTED] Avenue, Apartment [REDACTED] S.W., Roanoke, Virginia, as a location commonly used by the victim to meet the above described heroin distributor. CS1 stated he/she had personal knowledge of [REDACTED] Avenue, Apartment [REDACTED] being a location where heroin and other narcotics are commonly consumed or used by numerous individuals. CS1 stated a subject residing at this address has obtained heroin from the above mention distributor for the victim and CS1 on numerous occasions in the previous six months. CS1 stated the victim had advised him/her on February 2, 2006, he wanted to obtain heroin for personal use.

On February 3, 2006, your affiant interviewed Confidential Source 2(hereafter referred to as CS2). CS2 has previously provided information to three law enforcement agencies which was credible and reliable and had been used in prosecutions of drug cases. CS2

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further made statements against his/her penal interest on this date. CS2 stated the victim had purchased an unknown quantity of heroin from a black male at [REDACTED] Avenue, Apartment [REDACTED] minutes prior to his overdose. CS2 identified a boarding house located at [REDACTED] Avenue, S.W., Roanoke, Virginia, as a location commonly used by this distributor. CS2 provided a detailed description of the heroin dealer. CS2 provided the cellular telephone number used to contact the distributor and stated he was from out of state. CS2 stated the heroin distributor fled from [REDACTED] Avenue, Apartment [REDACTED] when the victim overdosed. CS2 stated a member of this distributor's organization was recently arrested after jumping out of an upstairs window of a S.W. area apartment during the execution of a state search warrant for heroin. Your affiant confirmed these events and the subject which was apprehended as a heroin distributor from Toledo, Ohio. CS2 agreed to contact the heroin distributor via recorded cellular telephone calls. Your affiant was present with CS2 during the recorded telephone calls to the heroin distributor. CS2 arranged to meet the distributor in a public location. CS2 positively identified the subject to your affiant upon arrival to the public location. The subject was apprehended and identified as Gilbert HADDEN, from Toledo, Ohio. HADDEN's cellular telephone was seized incident to the arrest.

During the apprehension of HADDEN, the investigators observed Confidential Source 3 (hereafter referred to as CS3). CS3 advised your affiant he/she had provided HADDEN transportation from [REDACTED] Avenue, S.W. to location of the arrest. CS3 denied any knowledge of HADDEN's drug trafficking activities. A Roanoke City Police K-9 alerted to the odor of narcotics in the passenger seat of CS3's vehicle.

*Wm*  
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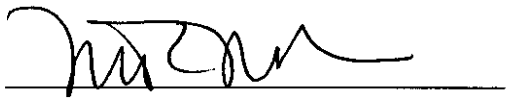
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Based on the information contained in this affidavit, your affiant believes there is sufficient probable cause for an arrest warrant to be issued for Gilbert HADDEN for violations of 21 U.S.C. 846, Conspiracy to Distribute Heroin and 21 U.S.C. 841(a)(1) Distribution of Heroin.



Kenneth D. Garrett  
Task Force Officer  
Drug Enforcement Administration

Sworn and Subscribed to me  
This 5<sup>th</sup> day of February, 2006



Honorable Michael F. Urbanski  
United States Magistrate Judge