

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
ROCK HILL DIVISION

UNITED STATES OF AMERICA)	CR. NO.:	<u>0:04-353</u>
	)		21 USC § 846
vs.	)		21 USC § 841(a)(1)
	)		21 USC § 848(e)(1)(A)
KENNETH ROSHAUN REID	)		21 USC § 853
PATRICK RAY SIMPSON	)		21 USC § 881(a)(11)
SAMUEL LARELL ANDERSON	)		18 USC § 2
	)		18 USC § 922(g)(1)
	)		18 USC § 922(g)(3)
	)		18 USC § 924(c)(1)
	)		18 USC § 924(d)
	)		18 USC § 924(j)(1)
	)		18 USC § 1503(a)
	)		18 USC § 1503(b)(1)
	)		28 USC § 2461

See **SECOND SUPERSEDING INDICTMENT**

↓
COUNT 1

THE GRAND JURY CHARGES:

That beginning at a time unknown to the grand jury, but beginning at least early 2000, and continuing thereafter, up to and including the date of this Second Superseding Indictment, in the District of South Carolina and elsewhere, the Defendants, **KENNETH ROSHAUN REID, PATRICK RAY SIMPSON** and **SAMUEL LARELL ANDERSON**, knowingly and intentionally did combine, conspire and agree with each other and others both known and

unknown to the grand jury, to knowingly, intentionally and unlawfully possess with intent to distribute and to distribute 50 grams or more of cocaine base (commonly known as "crack" cocaine) and 500 grams or more of cocaine, Schedule II controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A) and (b)(1)(B);

All in violation of Title 21, United States Code, Section 846.

Cant 1

COUNT 2

THE GRAND JURY FURTHER CHARGES:

That on or about April 3, 2003, in the District of South Carolina, the Defendant, **KENNETH ROSHAUN REID**, knowingly, intentionally and unlawfully did possess with intent to distribute and did distribute 5 grams or more of cocaine base (commonly known as "crack" cocaine), a Schedule II controlled substance;

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

FROM :

FRX NO. :

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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
ROCK HILL DIVISION

UNITED STATES OF AMERICA)
V.) CRIMINAL NO. 0:04-353
KENNETH ROSHAUN REID,)
Defendant.) VERDICT

I. Count 1 - Conspiracy to Possess With Intent to Distribute and to Distribute

Please check or write the appropriate response in the space provided on the left hand side.

A. 1. In regards to Count 1, do you unanimously find the defendant, KENNETH ROSHAUN REID, guilty of conspiracy to possess with intent to distribute and to distribute cocaine base (commonly known as "crack cocaine")?

☒ Yes. If yes, please proceed to Question B.

☐ No. If no, please proceed to Question D.

B. 1. In regards to Count 1, do you unanimously find the conspiracy involved 50 grams or more of cocaine base (commonly known as "crack cocaine")?

☐ Yes. If yes, please proceed to Question C.1.

☒ No. If no, please proceed to Question B.2.

2. In regards to Count 1, do you unanimously find the conspiracy involved 5 grams or more of cocaine base (commonly known as "crack cocaine")?

☐ Yes. If yes, please proceed to Question C.4.

☒ No. If no, please proceed to Question D.

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The "yes" answer is only part of the question to #1's questionnaire.

The Verdict Form was only partially answered, incomplete.

C. 1. In regards to Count 1, do you unanimously find that the defendant, KENNETH ROSHAUN REID, personally possessed with intent to distribute or did distribute 50 grams or more of cocaine base (commonly known as "crack cocaine")?

— Yes. If yes, please proceed to Question D.

— No. If no, please proceed to Question C.2.

2. In regards to Count 1, do you unanimously find that the defendant, KENNETH ROSHAUN REID, agreed, as a member of the conspiracy to possess with intent to distribute or to distribute 50 grams or more of cocaine base (commonly known as "crack cocaine")?

— Yes. If yes, please proceed to Question D.

— No. If no, please proceed to Question C.3.

3. In regards to Count 1, do you unanimously find that it was reasonably foreseeable to the defendant, KENNETH ROSHAUN REID, in the scope of his agreement to engage in the conspiracy, that members of the conspiracy would possess with intent to distribute or distribute 50 grams or more of cocaine base (commonly known as "crack cocaine")?

— Yes. If yes, please proceed to Question D.

— No. If no, please proceed to Question C.4.

4. In regards to Count 1, do you unanimously find that the defendant, KENNETH ROSHAUN REID, personally possessed with intent to distribute or did distribute 5 grams or more of cocaine base (commonly known as "crack cocaine")?

— Yes. If yes, please proceed to Question D.

— No. If no, please proceed to Question C.5.

FROM :

FAX NO. :

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5. In regards to Count 1, do you unanimously find that the defendant, **KENNETH ROSHAUN REID**, agreed, as a member of the conspiracy to possess with intent to distribute or to distribute 5 grams or more of cocaine base (commonly known as "crack cocaine")?

☐ Yes. If yes, please proceed to Question D.

☐ No. If no, please proceed to Question C.6.

6. In regards to Count 1, do you unanimously find that it was reasonably foreseeable to the defendant, **KENNETH ROSHAUN REID**, in the scope of his agreement to engage in the conspiracy, that members of the conspiracy would possess with intent to distribute or distribute 5 grams or more of cocaine base (commonly known as "crack cocaine")?

☐ Yes. If yes, please proceed to Question D.

☐ No. If no, please proceed to Question D.

D. In regards to Count 1, do you unanimously find the defendant, **KENNETH ROSHAUN REID**, guilty of conspiracy to possess with intent to distribute and to distribute cocaine

☐ Yes. If yes, please proceed to question E.

☒ No. If no, please proceed to deliberation on the remaining counts.

E. 1. In regards to Count 1, do you unanimously find the conspiracy involved 500 grams or more of cocaine?

☐ Yes. If yes, please proceed to Question F.1

☐ No. If no, please proceed to Question II.

United States District Court District of South Carolina

UNITED STATES OF AMERICA

vs.

KENNETH ROSHAUN REID

JUDGMENT IN A CRIMINAL CASE.
(For Offenses Committed On or After November 1, 1987)

Case Number: 0:04-353 (001)

US Marshal's Number: 11484-171

JEFFREY P. BLOOM AND
CHRISTOPHER A. WELLBORN
Defendant's Attorney

THE DEFENDANT:

- ☐ pleaded guilty to count(s) on
- ☐ pleaded nolo contendere to count(s) on which was accepted by the court.
- ☒ was found guilty on count(s) One, Four, Twelve and Fourteen of the Second Superseding Indictment on September 23, 2005 after a plea of not guilty.

Accordingly, the court has adjudicated that the defendant is guilty of the following offense(s):

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21-846	Please see 2 nd Sup. Indictment	April 21, 2005	One
18:924(j)(1) and 18:2	Please see 2 nd Sup. Indictment	September 28, 2003	Four
18:922(g)(3)	Please see 2 nd Sup. Indictment	July 15, 2003	Twelve
18:922(g)(3)	Please see 2 nd Sup. Indictment	September 13, 2003	Fourteen

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on counts two, three, eleven and thirteen.
- ☒ Superseding Indictment and Counts 9 and 10 of the Second Superseding Indictment ☐ is ☒ are dismissed on the motion of the United States.
- ☒ Forfeiture provision as to the \$100,000 money judgment is hereby dismissed on motion of the United States Attorney.

IT IS ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant shall notify the court or United States attorney of any material change in the defendant's economic circumstances.

August 2, 2006
Date of Imposition of Judgment

s/Cameron McGowan Currie
Signature of Judicial Officer

CAMERON MCGOWAN CURRIE
UNITED STATES DISTRICT JUDGE
Name and Title of Judicial Officer

Date August 4, 2006

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**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

November 2, 2018

Kenneth Roshaun Reid
#11485-171
USP Big Sandy
P.O. Box 2068
Inez, KY 41224

RE: In Re Reid
No: 18-5452

Dear Mr. Reid:

The petition for rehearing in the above-entitled case was postmarked October 21, 2018 and received October 19, 2018 and is herewith returned for failure to comply with Rule 44 of the Rules of this Court. The petition must briefly and distinctly state its grounds and must be accompanied by a certificate stating that the grounds are limited to intervening circumstances of substantial or controlling effect or to other substantial grounds not previously presented.

You must also certify that the petition for rehearing is presented in good faith and not for delay.

Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 15 days of the date of this letter, the petition will not be filed. Rule 44.6.

Please be advised that respondents are with their rights to respond, not respond, or waive their right to respond to the filing of a petition for writ of certiorari, and this Court does not look with disfavor on any of those options.

Sincerely,
Scott S. Harris, Clerk
By:

Michael Duggan
(202) 479-3025

Enclosures