

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS

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THE PEOPLE OF THE STATE OF NEW YORK

INDICTMENT NO.

-against-

10124-16

Non-Aligned

X. GENNARO GERITANO

X. MARIO LEONARDI

DEFENDANTS.

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COUNT ONE

THE GRAND JURY OF KINGS COUNTY, by this indictment, accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, of the crime of **CONSPIRACY IN THE FIFTH DEGREE**, in violation of Section 105.05 of the Penal Law of the State of New York, committed as follows:

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From on or about and between October 7, 2014, through March 12, 2015, in Kings County, and elsewhere within and outside the State of New York, with intent that conduct constituting the crimes of Tax Fraud in the Third Degree and Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York State Tax Law, said crimes being Felonies, be performed, the defendants agreed with each other and with others, known and unknown, to engage in or cause the performance of such conduct as would constitute the above-mentioned Felonies.

**PREAMBLE**

It was the purpose of this conspiracy to possess and/or transport for sale ten-thousand or more unstamped and/or unlawfully stamped cigarettes, and to willfully attempt to evade or defeat the taxes and/or payments thereof imposed by the New York State Tax Law and by the New York City Administrative Code, in excess of ten thousand

dollars less than the tax liability that was due, in Kings County and elsewhere in the State of New York.

It was part of this conspiracy for GENNARO GERITANO, not being an agent licensed by the Commissioner of the New York State Department of Taxation and Finance, to possess and sell unstamped and/or unlawfully stamped cigarettes within and outside of Kings County.

It was part of this conspiracy for MARIO LEONARDI, not being an agent licensed by the Commissioner of the New York State Department of Taxation and Finance, to sell unstamped and/or unlawfully stamped cigarettes within and outside of Kings County.

#### **OVERT ACTS**

In the furtherance of the conspiracy and to effect the objects thereof, from on or about and between October 7, 2014, through March 12, 2015, the following overt acts, among others, were committed:

1. On or about January 16, 2015, GENNARO GERITANO, not being an agent licensed by the Commissioner of the New York State Department of Taxation and Finance, sold over ten-thousand unstamped and/or unlawfully stamped cigarettes to a person whose identity is known to the members of the grand jury.

2. On or about January 16, 2015, MARIO LEONARDI, not being an agent licensed by the Commissioner of the New York State Department of Taxation and Finance, transferred over ten-thousand unstamped and/or unlawfully stamped cigarettes to GENNARO GERITANO.

3. On or about October 7, 2014, October 14, 2014, October 28, 2014, November 3, 2014, November 12, 2014, November 21, 2014, December 4, 2014, December 17, 2014, January 2, 2015, February 26, 2015, and March 12, 2015, GENNARO GERITANO, not being an agent licensed by the Commissioner of the New York State Department of

Taxation and Finance, sold unstamped and/or unlawfully stamped cigarettes to a person whose identity is known to members of the grand jury.

4. On or about March 20, 2015, GENNARO GERITANO and MARIO LEONARDI engaged in a conversation whereby MARIO LEONARDI stated in sum and substance, "Ten Marlboro is five hundred and fifty dollars. Half of that is two hundred and seventy five dollars. So how much does that come to?" and additionally stated in sum and substance "I know you that's what you're paying and I never put the increases on."

#### COUNT TWO

THE GRAND JURY OF KINGS COUNTY, by this indictment, accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Tax Fraud in the Third Degree, in violation of New York State Tax Law §1804, in that, on or about and in between October 7, 2014, and March 12, 2015, in the County of Kings, and elsewhere in the State of New York, they did commit a tax fraud act or acts and, with the intent to evade any tax due under the New York State Tax Law, or to defraud the state or any political subdivision of the state, paid the state and/or a political subdivision of the state, in a period of not more than one year, in excess of ten thousand dollars less than the tax liability that was due.

#### COUNT THREE

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Tax Fraud in the Fourth Degree, in violation of New York State Tax Law §1803, in that, on or about and in between October 7, 2014, and March 12, 2015, in the County of Kings, and elsewhere in the State of New York, they did commit a tax fraud act or acts and, with the intent to evade any tax due under the New

York State Tax Law, or to defraud the state or any political subdivision of the state, paid the state and/or a political subdivision of the state, in a period of not more than one year, in excess of three thousand dollars less than the tax liability that was due.

**COUNT FOUR**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York State Tax Law §1814(a)(i), in that, on or about and in between October 7, 2014, and March 12, 2015, in the County of Kings, and elsewhere in the State of New York, they did willfully attempt in a manner to evade or defeat taxes imposed by article twenty of the New York State Tax Law, or payment thereof, on ten thousand or more cigarettes.

**COUNT FIVE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(a), in that, on or about and in between October 7, 2014, and March 12, 2015, in the County of Kings, and elsewhere in the State of New York, they did willfully attempt in a manner to evade or defeat taxes imposed by chapter thirteen of the New York City Administrative Code, or payment thereof, on ten thousand or more cigarettes.

**COUNT SIX**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco

Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about October 7, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT SEVEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about October 7, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT EIGHT**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about

October 14, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT NINE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about October 14, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about October 28, 2014, in the County of Kings, and elsewhere in the State of New York, not

being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT ELEVEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about October 28, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWELVE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about November 3, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of

Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT THIRTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about November 3, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT FOURTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about November 12, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or



unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT FIFTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about November 12, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT SIXTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about November 21, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section

four hundred seventy-one of the New York State Tax law, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT SEVENTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about November 21, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT EIGHTEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about December 4, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale

unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT NINETEEN**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about December 4, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWENTY**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about December 17, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale

unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT TWENTY-ONE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about December 17, 2014, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWENTY-TWO**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about January 2, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale

unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT TWENTY-THREE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about January 2, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWENTY-FOUR**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(c)(1), in that, on or about January 16, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, ten-thousand or more unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or

offered for sale ten-thousand or more unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT TWENTY-FIVE**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(c)(1), in that, on or about and in between January 16, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, ten-thousand or more unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale ten-thousand or more unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWENTY-SIX**

THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about February 26, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale

unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT TWENTY-SEVEN**

THE GRAND JURY OF THE COUNTY OF KINGS by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about February 26, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

**COUNT TWENTY-EIGHT**

THE GRAND JURY OF THE COUNTY OF KINGS by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax, in violation of New York State Tax Law §1814(b), in that, on or about March 12, 2015, in the County of Kings, and elsewhere in the State of New York, not being agents licensed by the Commissioner of the New York State Department of Taxation and Finance, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by section four hundred seventy-one of the New York State Tax law, or, sold or offered for sale


unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of article twenty of the New York State Tax Law.

**COUNT TWENTY-NINE**


THE GRAND JURY OF KINGS COUNTY by this indictment further accuses the defendants, GENNARO GERITANO and MARIO LEONARDI, each aiding the other and acting in concert, of the crime of Attempt to Evade or Defeat Cigarette and Tobacco Products Tax in violation of New York City Administrative Code §11-4012(b), in that, on or about March 12, 2015, in the County of Kings, and elsewhere in the State of New York, they did possess or transport, for the purpose of sale, unstamped or unlawfully stamped packages of cigarettes, which were subject to tax imposed by chapter thirteen of the new York City Administrative Code, or, sold or offered for sale unstamped or unlawfully stamped packages of cigarettes in violation of the provisions of chapter thirteen of the new York City Administrative Code.

Dated: December 7, 2016  
Kings County, New York

PERI ALYSE KADANOFF  
Deputy Attorney General  
Organized Crime Task Force

By   
Diego Hernandez  
Assistant Deputy Attorney General  
Statewide Organized Crime Task Force  
44 South Broadway  
White Plains, NY 10601

**A TRUE BILL**

  
GRAND JURY FOREPERSON  
Dated: December 7, 2016