

clubs. DiSarro disappeared on or about May 10, 1993.

d. The Channel was a club located at 25 Necco Street in South Boston. In or about and between 1990 and 1993, DiSarro acquired control of The Channel. Salemme and Salemme, Jr. had a hidden interest in The Channel.

e. In or about and between 1991 and 1995, the Salemmes became the subject of a criminal investigation, including a federal grand jury investigation, by state and federal law enforcement authorities. In connection with this investigation, Salemme, Jr. was indicted by a federal grand jury on or about June 19, 1992 in United States v. Francis P. Salemme, Jr., Crim. No. 92-10179-REK. The relationship of the Salemmes to The Channel was relevant not only to the aforementioned criminal investigation, but also to pending court proceedings in Crim. No. 92-10179-REK.

f. On or about May 10, 1993, Salemme and Salemme, Jr. participated in the murder of Stephen DiSarro. Salemme arranged with the defendant DELUCA to dispose of the body at a location in Providence, Rhode Island.

g. Shortly after the murder of DiSarro, Salemme transported DiSarro's body to Providence, R.I. where the defendant DELUCA arranged to have the body buried in the vicinity of 715 Branch Avenue.

h. In or about February 2011, the defendant DELUCA was arrested in the District of Rhode Island. Thereafter, the defendant DELUCA agreed to cooperate with federal law enforcement authorities in an effort to obtain a lighter sentence.

i. During an interview of the defendant DELUCA on or about June 23, 2011 in the District of Massachusetts by federal prosecutors and investigators, DELUCA denied any knowledge regarding the disappearance and suspected murder of Stephen DiSarro. At that time,

the defendant DELUCA falsely stated that: (1) he had no information regarding the disappearance of Stephen DiSarro; and (2) he was not involved in the disappearance of Stephen DiSarro. During that interview as well as during an earlier interview in the District of Massachusetts on or about March 28, 2011, the defendant DELUCA also denied any knowledge of any other murders committed by members and associates of the NELCN.

j. On or about July 11, 2011, the defendant DELUCA entered into a plea agreement with the United States in which he agreed to plead guilty to a single count information charging DELUCA with racketeering conspiracy pursuant to Title 18, United States Code, Section 1962(d). The plea agreement also required DELUCA to provide complete and truthful information to the United States and stated that if the United States determined that he cooperated fully and had provided substantial assistance to law enforcement authorities, the United States would file a motion that would permit the Court to impose a lower sentence.

k. On or about June 30, 2014, the defendant DELUCA was sentenced to one day of incarceration (time served) as a result of his cooperation with the United States.

2. On or about and between March 28, 2011 and June 30, 2014, in the District of Massachusetts and elsewhere, the defendant

ROBERT P. DELUCA,

did corruptly endeavor to influence, obstruct, and impede the due administration of justice, to wit, did knowingly and intentionally make false statements about (a) his knowledge regarding the disappearance of Stephen DiSarro and (b) his involvement in the disappearance of Stephen DiSarro, and did thereby attempt to mislead federal prosecutors and investigators by providing false information regarding his involvement in the disappearance and presumed murder of Stephen DiSarro, in order to ensure that he obtained a lower sentence in United States v. Robert P. DeLuca,

Crim. No. 11-1165 (D.R.I.), than he might have received had he been truthful.

All in violation of Title 18, United States Code, Section 1503.

COUNT TWO
(False Statements - 18 USC § 1001(a)(2))

1. The factual allegations set forth in paragraph one of Count One are hereby realleged and incorporated as if fully set forth herein.

2. On or about June 23, 2011, in the District of Massachusetts, the defendant

ROBERT P. DELUCA,

in a matter within the jurisdiction of the executive branch of the Government of the United States, knowingly and willfully made materially false, fictitious and fraudulent statements to government prosecutors employed by the United States and federal agents employed by the Federal Bureau of Investigation, in that the defendant ROBERT P. DELUCA falsely stated that (a) he had no knowledge regarding the disappearance of Stephen DiSarro and (b) he was not involved in the disappearance of Stephen DiSarro. These statements and representations were false because the defendant ROBERT P. DELUCA then and there knew that Stephen DiSarro had been murdered and that he was involved in secreting Stephen DiSarro's body.

All in violation of Title 18, United States Code, Section 1001(a)(2).

COUNT THREE

(False Statements 18 USC § 1001(a)(2))

1. The factual allegations set forth in paragraph one of Count One are hereby realleged and incorporated as if fully set forth herein.

2. On or about and between June 23, 2011, in the District of Massachusetts, the defendant

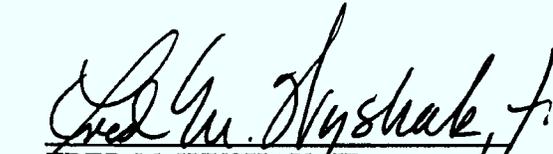
ROBERT P. DELUCA,

in a matter within the jurisdiction of the executive branch of the Government of the United States, knowingly and willfully made materially false, fictitious and fraudulent statements to government prosecutors employed by the United States and federal agents employed by the Federal Bureau of Investigation, in that the defendant ROBERT P. DELUCA falsely stated that he knew nothing about any murders (murders other than the murder of Stephen DiSarro) committed by members and associates of the NELCN. These statements and representations were false because the defendant ROBERT P. DELUCA then and there knew that members and associates of the NELCN had committed murders of other individuals in addition to the murder of Stephen DiSarro.

All in violation of Title 18, United States Code, Section 1001(a)(2).

A TRUE BILL

FOREPERSON OF THE GRAND JURY


FRED M. WYSHAK, JR.
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS: 6/23/16
Dated

Returned into the District Court by the Grand Jurors and filed.


DEPUTY CLERK

11:28