

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

AARON BREWER

NO. 3:20-CR-295-M

FACTUAL RESUME

In support of Aaron Brewer's plea of guilty to the offense(s) in Count One of the indictment, Brewer, the defendant, Brian Corrigan, the defendant's attorney, and the United States of America (the government) stipulate and agree to the following:

ELEMENTS OF THE OFFENSE

To prove the offense alleged in Count One of the indictment, charging a violation of 21 U.S.C. § 846, that is, conspiracy to possess with the intent to distribute a controlled substance, the government must prove each of the following elements beyond a reasonable doubt:¹

- First.* That two or more persons, directly or indirectly, reached an agreement to possess with the intent to distribute and to distribute a mixture or substance containing a detectable amount of cocaine, as charged in the indictment;
- Second.* That the defendant knew of the unlawful purpose of the agreement; and
- Third.* That the defendant joined in the agreement willfully, that is, with the intent to further its unlawful purpose.

¹ Fifth Circuit Pattern Jury Instruction 2.97 (5th Cir. 2019).

The elements of possession with the intent to distribute a controlled substance, a violation of 21 U.S.C. § 841(a)(1) and (b)(1)(C), are as follows:²

- First.* That the defendant knowingly or intentionally possessed a mixture or substance containing a detectable amount of cocaine, its salts, optical and geometric isomers, and salts of its isomers; a Schedule I controlled substance;
- Second.* That the substance was in fact a mixture or substance containing a detectable amount of cocaine; and
- Third.* That the defendant possessed the substance with the intent to distribute it.

STIPULATED FACTS

1. Aaron Brewer (hereinafter “Brewer”), admits and agrees that beginning in or around June 2019, and continuing thereafter, until in or around April 2020, in the Dallas Division of the Northern District of Texas and elsewhere, he did knowingly, intentionally, and unlawfully combine, conspire, confederate, and agree with other persons both known and unknown to the Grand Jury, to commit certain offenses against the United States, to-wit: to possess with the intent to distribute a mixture or substance containing a detectable amount of cocaine, its salts, optical and geometric isomers, and salts of isomers, a Schedule I controlled substance;

2. Utilizing the dark web, Brewer, the defendant, created vendor accounts on Dark Web Markets (hereinafter “DWM”), in order to sell cocaine, heroin, and other controlled substances, in the Northern District of Texas and elsewhere.

² Fifth Circuit Pattern Jury Instruction 2.95A (5th Cir. 2019).

3. These DWMs served to facilitate the illegal commerce conducted on the site, by concealing the identities and locations of the customers and Brewer.

4. Beginning in or around June 2019, Brewer distributed cocaine, heroin, and other controlled substances on DWMs to various customers across the United States. Customers who ordered cocaine, heroin, and other controlled substances on DWMs from Brewer, paid for their purchases by transferring cryptocurrency, usually bitcoin, from their DWM customer accounts to one of Brewer's vendor accounts. Brewer would then ship cocaine, heroin, and other controlled substances directly to an address provided by the customers (often times aliases), through interstate commerce utilizing the U.S. Mail and other shipping services. Brewer would use similar packaging and postage for shipping and would use various postal drop offs in the Northern District of Texas.

5. Brewer used an apartment complex at 2600 Cole Ave, Dallas Texas, located in the Northern District of Texas to package and distribute the controlled substances. On March 28, 2020, a search warrant was executed at Brewer's apartment and Postal Inspectors from the United States Postal Inspection Service ("USPIS") found approximately 621 grams of cocaine, 3 grams of black tar heroin, and 18 grams OxyContin in the apartment. Additionally, USPIS found \$872.85 of stamp stock, 100 pages of a ledger showing controlled substance orders with tracking numbers ("The Ledger"), two computers, 2 sealer machines, a money counter, a variety of filler material, and various packaging supplies.

6. Brewer agrees and admits that during the course of the conspiracy, he distributed the following quantities of controlled substances over DWMs:

- a. Cocaine: 4,131.7 grams
- b. Black Tar Heroin: 82.15 grams


7. Additionally, Brewer agrees and admits that during the course of the conspiracy, Brewer had no other form of employment and that the mortgage payments made for the home and real property located at 7609 Trevino Drive, Plano, Texas 75025 came from the proceeds of sale of controlled substances on DWMs. Brewer agrees that he acquired at least \$50,000.00 from the proceeds of the sale of controlled substances on DWMs. Brewer agrees to the forfeiture of 7609 Trevino Drive, Plano, Texas 75025.

[NOTHING FURTHER ON THIS PAGE]

8. The defendant agrees that he committed all the essential elements of the offense in Count One of the indictment. This factual resume is not intended to be a complete accounting of all the facts and events related to the offense charged in this case. The limited purpose of this statement of facts is to demonstrate that a factual basis exists to support the defendant's guilty plea to Count One of the indictment.

AGREED TO AND STIPULATED on this 22 day of October, 2020.


ERIN NEALY COX
UNITED STATES ATTORNEY



AARON BREWER
Defendant



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