

SEP 22 2015

JAMES N. HATTEN, Clerk  
By:  Deputy Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

UNITED STATES OF AMERICA

v.

DONALD HOWARD HINLEY  
OPAL MARIE HAYDEN  
RUBEN RUIZ A/K/A "FLACO,"  
A/K/A "SCRAPPY"  
WILLIAM A. MATTHEWS A/K/A  
"TWO YOUNG"  
KANSAS BERTOLLINI A/K/A  
"GUIDO"  
ANEKRA ARTINA WILLIAMS

Criminal Indictment

No. **1:15-CR-0350**  
UNDER SEAL

THE GRAND JURY CHARGES THAT:

At all times relevant to this indictment:

Background

1. The Georgia Department of Corrections (GDOC) is an agency of the State of Georgia and responsible for overseeing the operations of state prisons. Approximately 60,000 inmates are incarcerated in Georgia state prisons.

2. Increasingly, GDOC inmates are obtaining and using cellular telephones to further their criminal activities while incarcerated. Cellular telephones pose a significant risk to institutional safety and security as well as public safety. Among other things, cellular telephones are used to traffic drugs, commit fraud schemes and organize criminal activity both inside and outside of prison.

Inmates regularly buy and sell cellular telephones inside of prison, many of which are the latest models that were equipped with touch screens and Internet access.

3. Valdosta State Prison (VSP) is located in Valdosta, Georgia and houses adult male inmates. DONALD HOWARD HINLEY was an inmate at VSP. While HINLEY was an inmate at VSP, he obtained cellular telephones and used them to traffic drugs and arrange for contraband to be smuggled into GDOC facilities.

4. While he was an inmate at VSP, HINLEY obtained multiple cellular telephones and used them frequently to traffic drugs and, on at least one occasion, to plan a violent assault on another inmate in retaliation for the inmate agreeing to cooperate with law enforcement.

5. HINLEY'S co-conspirators, RUBEN RUIZ a/k/a "FLACO," a/k/a "SCRAPPY", WILLIAM A. MATTHEWS a/k/a "TWO YOUNG" and KANSAS BERTOLLINI a/k/a "GUIDO," were GDOC inmates who were recently paroled from state custody.

#### The VSP Smuggling Scheme

6. Typically, inmates relied on prison employees to smuggle cellular telephones and other contraband into VSP. HINLEY routinely arranged to have telephones, cigarettes, liquor, prescription pain medication and illegal drugs smuggled into the prison by prison employees. ANEKRA ARTINA WILLIAMS was a GDOC corrections officer who smuggled contraband into VSP in exchange for bribe payments.

7. WILLIAMS smuggled drugs, tobacco and other items requested by inmates into VSP. On one such occasion, WILLIAMS smuggled methamphetamine and prescription pain medication into the prison for HINLEY in exchange for \$500.

8. In order to assist with the smuggling scheme, HINLEY arranged to have the contraband packaged in a manner to avoid detection by other prison security officers. According to telephone calls and text messages, HINLEY acquired gallons of the "strongest" liquor smuggled into the prison in large plastic water bottles. HINLEY instructed others to package marijuana and methamphetamine so a correction officer could put it "under her vest." HINLEY ordered that the packages be tightly sealed so the packages "ain't gonna smell."

#### Drug Trafficking from Inside Prison

9. While an inmate at VSP, HINLEY coordinated a network of illegal drug suppliers and couriers that included, among others, OPAL MARIE HAYDEN, RUBEN RUIZ A/K/A "FLACO," A/K/A "SCRAPPY", WILLIAM A. MATTHEWS A/K/A "TWO YOUNG," KANSAS BERTOLLINI A/K/A "GUIDO" and ANEKRA ARTINA WILLIAMS. With their assistance, HINLEY routinely brokered significant illegal drug transactions in the Atlanta metropolitan area and in other areas of Georgia.

10. On multiple occasions, while an inmate at VSP and using a cellular telephone that had been smuggled into that institution, HINLEY coordinated the purchase and sale of illegal narcotics. In recorded telephone calls, HINLEY bragged "we have good prices and good product."

11. On one occasion, HINLEY used his contraband cellular telephone to call an inmate at Telfair State Prison (TSP). HINLEY instructed his associate to kill a fellow TSP inmate after HINLEY confirmed that the cooperating inmate was “a snitch” and likely to be a prosecution witness against HINLEY’s girlfriend, who had been arrested for drug trafficking. At the time, HINLEY’s girlfriend worked as a drug courier in HINLEY’s drug organization and was a defendant in a state narcotics case. HINLEY also instructed his inmate associate to commit more assaults outside the prison in the event his inmate associate was released from custody. HINLEY ordered his associate to “shoot every one” of the witness’ family members and said “. . . pop them all off, kids, grandmamas, daddies, I don’t give a fuck, right?” In a subsequent recorded telephone call to his girlfriend, HINLEY bragged, “I got the best partner I have down there [TSP] to get him [the cooperating inmate]. I mean a straight fucking killing machine . . . .” Immediately after law enforcement learned of HINLEY’s plan, the cooperating inmate was placed in protective custody.

### **Count One**

12. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

13. Beginning in or about August, 2014, the exact date being unknown to the Grand Jury, and continuing until on or about April 22, 2015, in the Northern District of Georgia, and elsewhere, the defendants, DONALD HOWARD HINLELY, OPAL MARIE HAYDEN, RUBEN RUIZ a/k/a “Flaco,” a/k/a “Scrappy,” WILLIAM A. MATTHEWS a/k/a “TwoYoung,” KANSAS

BERTOLLINI a/k/a "Guido," and ANEKRA ARTINA WILLIAMS, did knowingly combine, conspire, confederate, agree, and have a tacit understanding with each other, and with other persons known and unknown to the Grand Jury, to violate Title 21, United States Code, Section 841(a)(1), that is to possess with the intent to distribute controlled substances, said conspiracy involving at least 50 grams of a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and 846.

#### **Count Two**

14. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

15. On or about June 6, 2014, in the Northern District of Georgia and elsewhere, the defendants, DONALD HOWARD HINLEY and OPAL MARIE HAYDEN, did knowingly and intentionally distribute a controlled substance, said distribution involving a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and Title 18, United States Code, Section 2.

#### **Count Three**

16. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

17. On or about August 6, 2014, in the Northern District of Georgia and elsewhere, the defendants, DONALD HOWARD HINLEY and OPAL MARIE HAYDEN, did knowingly and intentionally distribute a controlled substance, said distribution involving a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and Title 18, United States Code, Section 2.

#### **Count Four**

18. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

19. On or about September 20, 2014, in the Northern District of Georgia and elsewhere, the defendants, DONALD HOWARD HINLEY, OPAL MARIE HAYDEN, WILLIAM A. MATTHEWS a/k/a "Two Young," and ANEKRA ARTINA WILLIAMS, did knowingly and intentionally distribute a controlled substance, said distribution involving a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and Title 18, United States Code, Section 2.

#### **Count Five**

20. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

21. Beginning on a date unknown to the Grand Jury but by at least on or about September 20, 2014, in the Northern District of Georgia, and elsewhere, the

defendant, ANEKRA ARTINA WILLIAMS, and other persons known and unknown to the grand jury, did knowingly combine, conspire, confederate, agree, and have a tacit understanding with each other, to unlawfully affect and attempt to affect, in any way and degree, commerce and the movement of any article and commodity in commerce by extortion, as those terms are defined in Title 18, United States Code, Section 1951(b), in violation of Title 18, United States Code, Section 1951(a).

#### **Count Six**

22. The Grand Jury re-alleges and incorporates by reference Paragraphs 1 through 11, as if fully set forth herein.

23. On or about April 22, 2015, in the Northern District of Georgia and elsewhere, the defendants, DONALD HOWARD HINLEY and KANSAS BERTOLLINI a/k/a "Guido," did knowingly and intentionally distribute a controlled substance, said distribution involving at least 50 grams of a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C) and Title 18, United States Code, Section 2.

#### **Forfeiture**

24. The allegations contained in Counts One through Four and Six of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 21, United States Code, Section 853:

25. Pursuant to Title 21, United States Code, Section 853, upon conviction of an offense in violation of Title 21, United States Code, Section 841, the

defendants, DONALD HOWARD HINLELY, OPAL MARIE HAYDEN, RUBEN RUIZ a/k/a "Flaco," a/k/a "Scrappy," WILLIAM A. MATTHEWS a/k/a "Two Young," KANSAS BERTOLLINI a/k/a "Guido," and ANEKRA ARTINA WILLIAMS, shall forfeit to the United States of America any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offenses and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offenses. The property to be forfeited includes, but is not limited to, a sum of money representing the amount of proceeds obtained as a result of the drug offenses.

26. In addition, upon conviction of an offense in violation of Title 18, United States Code, Section 1951(a), the defendant, ANEKRA ARTINA WILLIAMS, shall forfeit to the United States any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461.

27. If any of the property described above, as a result of any act or omission of the defendant[s]:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or



e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b).

A TRUE BILL  
  
FOREPERSON

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