

IN THE CIRCUIT COURT OF THE
16TH JUDICIAL CIRCUIT IN AND
FOR MONROE COUNTY, FLORIDA

CASE NO. 2016-CA-000259-M

BRUCE A. SCHMITT,

Plaintiff,

v.

DENNIS ZECCA, RALPH LUCIGNANO,
JOHN DOE #2 and JOHN DOE #3,

Defendants.

AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL

Plaintiff, Bruce A. Schmitt (“Schmitt”), sues Defendants, Dennis Zecca (“Zecca”), Ralph Lucignano (“Lucignano”), John Doe #2 (“Doe #2”) and John Doe #3 (“Doe #3”), and alleges:

JURISDICTION, PARTIES AND VENUE

1. Bruce Schmitt is an individual who resides in Monroe County, Florida.
2. Dennis Zecca is an incarcerated individual currently located in a federal prison in Sumter County, Florida. Prior to Zecca’s incarceration, Zecca was a resident of Monroe County, Florida.
3. Ralph Lucignano is an individual residing in Monroe County, Florida. Lucignano was “John Doe #1” in the original Complaint.
4. Doe #2 and Doe #3 (collectively, the “Does”) are individuals who, upon information and belief, reside in Monroe County, Florida. Information relating to the Does’ existence is contained in audio recordings transcribed by the Federal Bureau of Investigation (“FBI”).

5. Zecca has refused to confirm or even discuss Lucignano's and the Does' involvement with the facts alleged herein and, as recently as February 2018, Lucignano has denied any such involvement. As a result of Zecca's and Lucignano's conspiracy to conceal Lucignano's and the Does' identities and involvement with the tortious acts alleged herein, Schmitt was forced to seek this information from federal agencies and through his own investigation.

6. This Court has personal jurisdiction over Zecca (i) because he is a resident of Florida, and (ii) pursuant to Section 48.193(1)(a), Fla. Stat., because Zecca committed the tortious acts complained of within Florida.

7. This Court has personal jurisdiction over Lucignano (i) because he is a resident of Florida, and (ii) pursuant to Section 48.193(1)(a), Fla. Stat., because Lucignano committed the tortious acts complained of within Florida.

8. This Court has personal jurisdiction over Doe #2 pursuant to Section 48.193(1)(a), Fla. Stat., because Doe #2 committed the tortious acts complained of within Florida. Doe #2 is also likely a resident of Monroe County, Florida.

9. This Court has personal jurisdiction over Doe #3, pursuant to Section 48.193(1)(a), Fla. Stat., because Doe #3 committed the tortious acts complained of within Florida. Doe #3 is also likely a resident of Monroe County, Florida.

10. Pursuant to Sections 47.011 and 47.051, Fla. Stat., venue is proper in this Court because (i) the causes of action alleged herein accrued in Monroe County and (ii) Defendants are residents of Monroe County.

11. This Court has subject matter jurisdiction under section 26.012, Fla. Stat., because the amount in controversy exceeds \$15,000.

12. All conditions precedent to this action have occurred or have been waived.

FACTUAL ALLEGATIONS

A. The Parties and Their Relationships

13. Zecca is a retired chief warrant officer and the former commanding officer of the Coast Guard Station in Islamorada, Florida. In December 2012, Zecca managed and partly owned the Marathon Marina & Boatyard on 11th Street in Marathon, Florida (the “Marathon Marina”).

14. Schmitt is a Marathon businessman who had no prior personal, business or criminal relationship with Zecca.

15. Lucignano is a business owner and former City of Marathon planning commissioner. A former police officer, Lucignano was arrested in 1980 for fraud and forgery in New Jersey relating to alleged kickback and forged check schemes while representing the Jersey City Police Officers Benevolent Association.

16. Lucignano and Zecca were close, personal friends who often socialized outside one of Lucignano’s businesses, Marathon Liquor & Deli, as part of what others have described as a “boys club” that included former Monroe County mayor and commissioner Mario DiGennaro; Marathon city mayor Mike Cinque; Marathon Code Enforcement Board member Vito Giglio (who was also Lucignano’s nephew); Marathon city commissioner Pete Worthington; and Marathon businessman Peter Policastro.

17. Unlike Zecca, Schmitt did not enjoy a close relationship with Lucignano.

18. Schmitt’s fiancée, Ginger Henderson, was Lucignano’s ex-girlfriend. Several of Lucignano’s associates claimed that Lucignano was still in love with Henderson. Henderson and Lucignano had remained in contact over the years. In the summer of 2012, Henderson drove

Lucignano to see some property. As Lucignano often did, he made comments to Henderson to gauge her romantic interest, such as “How did you let this happen to us? We had such a good life.” He then reached over and grabbed Henderson’s thigh, commenting “I’m gonna get Bruce out of there and move in,” referring to Schmitt and the home he shared with Henderson.

19. In December 2012, Henderson offered to show Lucignano a property in Cobia Point Condominium, which Lucignano told her he had an interest in. To Henderson’s surprise, Lucignano declined the invitation, the first time he had ever declined an offer to spend time with her. What Henderson did not know at the time was that Lucignano was plotting to have her fiancé murdered.

B. Schmitt and Lucignano Spar Publicly Over Liquor License Issues

20. In addition to shared feelings for Henderson, Schmitt and Lucignano also shared a long-standing and very public business dispute. In 2006, Schmitt and his business partner (and brother) Brian Schmitt supported a liquor license application submitted by one of their tenants, Publix Supermarkets. Lucignano threatened to oppose the application.

21. Years prior, the Schmitts had introduced a Walgreens store to neighboring Marathon Shores. Lucignano repeatedly told the Schmitts that his own liquor store could not compete if a chain like Publix or Walgreens moved into Marathon, explaining that a chain could sell liquor cheaper than Lucignano could buy it from his distributor.

22. To oppose the Publix application, Lucignano recruited neighboring homeowners, including David Addison. Lucignano also enlisted the help of disbarred attorney and convicted felon James Hendrick. Together they used their contacts at the City of Marathon, including commissioner Worthington and city attorney John Herin, to scuttle Publix’s efforts. The city commission rejected Publix’s application, citing a parking issue.

23. To solidify that victory and further insulate Lucignano's business interests from competition, the Marathon city commission also passed an ordinance, dubbed the "1,500-foot rule," prohibiting liquor stores within 1,500 feet of any school. The law was introduced and pushed through the commission by "boys club" member Worthington.

24. In 2010, the Schmitts supported the beer, wine and liquor application of another tenant, Walgreens, which was opening a store in Marathon. Lucignano again recruited local resident Addison to oppose the application.

25. Lucignano also sent then-commissioner DiGennaro to convey a shakedown offer to the Schmitts. At a meeting in Brian Schmitt's office, DiGennaro told Brian Schmitt that Lucignano would withdraw opposition to the Walgreens application in exchange for a large sum of cash. The Schmitts refused. Lucignano through DiGennaro then increased his demand to \$1 million. Later, Hendrick told Brian Schmitt that Lucignano would instead accept some form of partnership with the Schmitts.

26. The Schmitts refused these offers and ultimately Walgreens won approval for beer and wine sales.

27. The Schmitts' ability to get Walgreens' approval in the city commission despite opposition from Lucignano dealt a very public and personal blow to Lucignano. DiGennaro revealed as much, suggesting to Brian Schmitt that the Schmitts needed to do something to help Lucignano "save face," without describing what that would be.

28. Bruce Schmitt reported to the FBI the shakedown attempt and other alleged illegalities involving Marathon city officials, further angering Lucignano and his associates, including the Does.

29. In mid-2012, just months before the murder-for-hire that is the subject of this

lawsuit, Schmitt had another public dispute with Lucignano. Lucignano and the city commission tried to use the 1,500-foot rule to block the reinstatement of a liquor license for Overseas Liquor and Lounge (“Overseas Liquors”), a long-shuttered Marathon liquor store. Overseas Liquors successfully challenged the city commission’s move in court.

30. On May 19, 2012, Schmitt wrote an editorial in the local paper, *The Keynoter*, congratulating Overseas Liquors’ owners on their victory. When the city commission announced its intention to rewrite the 1,500-foot rule to bring it into compliance with the court’s order, Schmitt became a vocal critic. He spoke out against it publicly at a planning commission meeting held by Lucignano in July 2012. And in August 2012, Schmitt wrote another critical editorial in *The Keynoter*.

C. Zecca’s Efforts to Purchase Knights Key and Banana Bay Resort & Marina

31. While Lucignano and Schmitt sparred over business issues, Zecca himself pursued two business ventures.

32. With partners Peter Roscasco and Marvin Rappoport, Zecca created a company called RZR Development LLC to explore the purchase of Knights Key. Roscasco and Rappoport told Zecca that Zecca would need to contribute \$500,000 to the venture. Zecca did not have that kind of cash, so he approached his business partner, Robert Leef, for the money. Roscasco and Rappoport rejected Leef’s involvement.

33. At the same time, Zecca had been separately working on a deal to purchase Banana Bay Resort & Marina.

34. To participate in either project, Zecca needed to quickly come up with a lot of money. Toward that end, in December 2012, Zecca began to coordinate the purchase of \$200,000 worth of cocaine from a seller in Miami. However, because Zecca’s cut from that deal

was not going to net him the money he needed for his business ventures, Zecca looked into other avenues.

D. The Plot to Murder Bruce Schmitt

35. At a meeting between Zecca and Lucignano in mid-December 2012, they discussed a way to solve their respective problems. Zecca agreed to coordinate the murder of Bruce Schmitt in exchange for the payment of a large sum of cash from Lucignano.

36. Under their plan, Lucignano would not pay Zecca directly. Rather, he would provide the funds necessary to compensate Zecca and a hitman for the murder of Schmitt through co-conspirators — i.e., the John Does.

37. In furtherance of this plot, Zecca approached an associate working with Zecca on the upcoming purchase of 10 kilograms of cocaine. In exchange for the murder of Schmitt, Zecca offered to pay that associate his choice of either \$20,000 in cash or one kilogram of cocaine. Zecca also offered the associate additional funds to “lay low” in Miami for the weeks following the murder. The associate agreed.

38. Shortly thereafter, Zecca drove the associate to Lucignano’s gym and told him to wait in the vehicle while Zecca went in to speak with Lucignano in Lucignano’s private office. Zecca emerged from the office a short time later, got back into the vehicle and gave the associate a “thumbs up” sign — indicating that Lucignano had approved the murder-for-hire plan.

39. At around that time, Lucignano and his girlfriend spotted Schmitt in town. Lucignano commented to his girlfriend that “something bad was about to happen to [Schmitt].”

E. Law Enforcement Discovers the Murder-for-Hire Plot and Arrests Zecca

40. Fortunately for Schmitt, Zecca's associate was a confidential informant (or "CI") for the U.S. Drug Enforcement Agency (the "DEA"), which began investigating Zecca after learning of the drug plot.

41. From December 18 through 21, 2012, the DEA and FBI monitored and recorded four interactions between Zecca and the CI. Copies of the transcripts containing conversations between Zecca and the CI are attached hereto as **Exhibit A**. These transcripts were partially redacted by the FBI.

42. Over the next few days, Zecca and (ostensibly) the CI planned the murder of Schmitt. Zecca drove the CI by Schmitt's home, told the CI to visit Schmitt's place of work to see Schmitt's face and provided the CI with a coverall paint suit to wear during the murder to avoid leaving or taking with him evidence of the murder.

43. Schmitt's murder was to take place before the end of 2012 and as soon as possible:

The CI: So you want me to, make this guy kill this guy before this end of to the year?

Zecca: Huh?

The CI: You want me—

Zecca: Yeah no, I'm thinking with all the holiday parties, everything going on.

The CI: Yeah.

Zecca: You should be able to go and [expletive] take him out.

* * * *

Zecca: I'm going to tell you where you're going to get him. You're going to follow him, he's going to go to a Christmas party, he's going to be all [expletive] up and you're going to be able to get him.

The CI: So when do you want this guy done.

Zecca: As soon as possible. As soon as possible. Be done with him. Don't let no heat get on me and you, be done with him.

44. Zecca also instructed the CI to dispose of the murder weapon by disassembling it and throwing the pieces into the ocean while driving over the Seven Mile Bridge.

45. On December 20, 2012, the FBI recorded an interaction between Zecca and the CI at Zecca's house, in which Zecca provided the CI with a 9 mm Beretta handgun to kill Schmitt.

46. When it learned of the murder-for-hire, the DEA called the FBI, which contacted Schmitt to warn him. On December 19, 2012, FBI and DEA agents met Schmitt at his office and advised Schmitt that someone was plotting to kill him, but did not tell him who. They advised Schmitt to immediately leave the county with his family for safety reasons. Shaken, Schmitt fled the country and spent Christmas and New Years Eve abroad, fearing for his life.

47. Prior to leaving the country, the FBI asked Schmitt to have his photograph taken on the ground in his backyard and with his eyes closed. Schmitt posed for the requested photograph as Henderson took the picture. Using editing software, the FBI edited the photograph to depict Schmitt dead from a gunshot wound to the back of his head.

48. In a recording made on December 21, 2012, the FBI captured the final interaction between the CI and Zecca in Zecca's office at the Marathon Marina. The CI told Zecca that he had murdered Schmitt as Zecca requested. The CI showed Zecca the edited picture of Schmitt laying on the ground as confirmation that Schmitt was dead.

49. When asked by the CI for the initial payment of money promised for Schmitt's murder, Zecca responded that he had to get the funds from "Ralph's people," the Defendant Does:

The CI: Because I don't want a problem between me and you, because you're my friend. You're gonna give me my 5,000 tomorrow right?

Zecca: I gotta go get it. I haven't even talked to these people yet that it's done. I haven't said nothing to nobody.

The CI: Who Ralph?

Zecca: It ain't Ralph, I gotta go to Ralph's people. . . .

The CI: All right. I don't want your money, I want it, I wanted the money from who the . . . this guy [unintelligible] it's Ralph?

Zecca: No.

* * * *

The CI: I'm gonna throw away my phone, I'm gonna buy a new, a brand new phone when you, you say you're gonna get me my money tomorrow?

Zecca: Well I'm gonna try, I have to go meet with these people to get it.

50. Zecca was arrested as he left his office following this conversation. A copy of the U.S. Government's initial criminal complaint against Zecca is attached hereto as **Exhibit B**.

F. Zecca Pleads Guilty and Receives a 10-Year Sentence, but Refuses to Identify His Co-Conspirators

51. Zecca was charged with violation of the federal murder-for-hire statute, conspiracy to possess cocaine with intent to distribute, attempt to possess cocaine with intent to distribute, and transfer of a firearm to a convicted felon.

52. In a plea deal with the government, Zecca pled guilty to the murder-for-hire charge and the latter three charges were dismissed. Zecca was sentenced to 10 years in prison and three years supervised release thereafter.

53. Lucignano and the other members of his "boys club," including Jim Hendrick, were later overheard to say that Zecca's 10-year sentence was "a joke," and that the "dust would settle" and "this will all just go away."

54. At a deposition from prison in 2017, Zecca continued to refuse to provide the identities of his co-conspirators, pleading the Fifth Amendment. When asked about Lucignano, Zecca hid behind the Fifth Amendment:

Q: Do you know a man name[sic] Ralph Lucignano?

A: I assert my Fifth Amendment rights.

G. The FBI Investigation

55. Shortly after Zecca was arrested, the FBI interviewed Lucignano. The agents observed Lucignano as being unusually nervous. Lucignano spotted the FBI agents while pulling out of his driveway and nearly drove into a nearby canal. Lucignano stated that he did not feel well, breaking off the interview as DiGennaro pulled up in his car to take Lucignano to dinner.

56. The FBI was unable to interview Lucignano again. He immediately hired a lawyer, as did the other members of Lucignano's "boys club."

57. For years, Lucignano and Zecca concealed Lucignano and the Does' involvement in the murder-for-hire. In 2016, Schmitt filed this lawsuit and subpoenaed the FBI for unredacted transcripts. In June 2018, the FBI finally produced transcripts and other investigatory documents confirming the involvement of Lucignano and "Ralph's people" in Zecca's plot to kill Schmitt.

H. Schmitt has Suffered, and Continues to Suffer, Severe Emotional Distress

58. As a result of Zecca's, Lucignano's and the Does' intentional and outrageous actions in conspiring to murder Schmitt, Schmitt has suffered, and continues to suffer, severe emotional distress and mental suffering in the form of devastating psychological trauma, extreme anxiety, fear, and debilitating anger. Further, Schmitt has lost substantial earnings and profits

from the interruption to his business and life caused by Zecca, Lucignano and the Does.

59. Schmitt's continuing and devastating psychological trauma, extreme anxiety, fear as to his and his family's safety, and debilitating anger has caused Schmitt to lose enjoyment of life.

60. Zecca, Lucignano and the Does had actual knowledge of the criminality and wrongfulness of their conduct and the certainty that Schmitt would suffer psychological and monetary injury and damages. Despite that knowledge, Zecca, Lucignano and the Does intentionally pursued their criminal course of conduct in requesting Schmitt's murder, resulting in injury and damages to Schmitt.

61. Zecca's, Lucignano's and the Does' solicitation for the murder of Schmitt was outrageous, beyond all bounds of decency, odious and utterly intolerable in a civilized community. Murder-for-hire is criminal and impermissible under any standard.

62. The intentional, willful, wanton, outrageous, criminal and contemptible conduct of Zecca, Lucignano and the Does was so reckless or wanting in care that it constituted a conscious disregard or indifference to the life, safety, and rights of Schmitt.

63. Schmitt has hired the undersigned law firm to prosecute his claims for a reasonable rate.

COUNT I: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
(Against Zecca)

64. Schmitt re-alleges and incorporates paragraphs 1 through 63 above as if fully set forth herein.

65. Zecca's solicitation for the murder of Schmitt was intentional or, at the very least reckless, in that Zecca knew or should have known that Schmitt's emotional distress would likely

result.

66. Zecca's solicitation for the murder of Schmitt caused Schmitt severe emotional distress and mental anguish in the form of devastating psychological trauma, extreme anxiety, fear, and debilitating anger. Schmitt's continuing emotional distress and mental suffering has resulted in loss of life enjoyment.

67. Schmitt has been damaged by Zecca's actions. Specifically, Schmitt suffered and continues to suffer severe emotional distress, substantial lost earnings and profit from the interruption to his business and life caused by the emotional distress and the need to protect his and his family's safety.

68. Zecca is personally guilty of intentional misconduct or gross negligence, as alleged herein.

WHEREFORE, Schmitt demands judgment against Zecca for damages caused by Zecca's intentional infliction of emotional distress, including pre-judgment interest, and punitive damages, along with such other relief the Court deems just and proper.

COUNT II: INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS
(Against Lucignano)

69. Schmitt re-alleges and incorporates paragraphs 1 through 63 above as if fully set forth herein.

70. Lucignano's financing and participation in Zecca's solicitation for the murder of Schmitt was intentional or, at the very least reckless, in that Lucignano knew or should have known that Schmitt's emotional distress would likely result.

71. Lucignano's financing and participation in Zecca's solicitation for the murder of Schmitt caused Schmitt severe emotional distress and mental anguish in the form of devastating

psychological trauma, extreme anxiety, fear, and debilitating anger. Schmitt's continuing emotional distress and mental suffering has resulted in loss of life enjoyment.

72. Schmitt has been damaged by Lucignano's actions. Specifically, Schmitt suffered and continues to suffer severe emotional distress, substantial lost earnings and profit from the interruption to his business and life caused by the emotional distress and the need to protect his and his family's safety.

73. Lucignano is personally guilty of intentional misconduct or gross negligence, as alleged herein.

WHEREFORE, Schmitt demands judgment against Lucignano for damages caused by Lucignano's intentional infliction of emotional distress, including pre-judgment interest, and punitive damages, along with such other relief the Court deems just and proper.

COUNT III: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
(Against John Doe #2)

74. Schmitt re-alleges and incorporates paragraphs 1 through 63 above as if fully set forth herein.

75. Doe #2's financing and participation in Zecca's solicitation for the murder of Schmitt was intentional or, at the very least reckless, in that Doe #2 knew or should have known that Schmitt's emotional distress would likely result.

76. Doe #2's financing and participation in Zecca's solicitation for the murder of Schmitt caused Schmitt severe emotional distress and mental anguish in the form of devastating psychological trauma, extreme anxiety, fear, and debilitating anger. Schmitt's continuing emotional distress and mental suffering has resulted in loss of life enjoyment.

77. Schmitt has been damaged by Doe #2's actions. Specifically, Schmitt suffered and

continues to suffer severe emotional distress, substantial lost earnings and profit from the interruption to his business and life caused by the emotional distress and the need to protect his and his family's safety.

78. Doe #2 is personally guilty of intentional misconduct or gross negligence, as alleged herein.

WHEREFORE, Schmitt demands judgment against Doe #2 for damages caused by Doe #2's intentional infliction of emotional distress, including pre-judgment interest, and punitive damages, along with such other relief the Court deems just and proper.

COUNT IV: INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
(Against John Doe #3)

79. Schmitt re-alleges and incorporates paragraphs 1 through 63 above as if fully set forth herein.

80. Doe #3's financing and participation in Zecca's solicitation for the murder of Schmitt was intentional or, at the very least reckless, in that Doe #3 knew or should have known that Schmitt's emotional distress would likely result.

81. Doe #3's financing and participation in Zecca's solicitation for the murder of Schmitt caused Schmitt severe emotional distress and mental anguish in the form of devastating psychological trauma, extreme anxiety, fear, and debilitating anger. Schmitt's continuing emotional distress and mental suffering has resulted in loss of life enjoyment.

82. Schmitt has been damaged by Doe #3's actions. Specifically, Schmitt suffered and continues to suffer severe emotional distress, substantial lost earnings and profit from the interruption to his business and life caused by the emotional distress and the need to protect his and his family's safety.

83. Doe #3 is personally guilty of intentional misconduct or gross negligence, as alleged herein.

WHEREFORE, Schmitt demands judgment against Doe #3 for damages caused by Doe #3's intentional infliction of emotional distress, including pre-judgment interest, and punitive damages, along with such other relief the Court deems just and proper.

COUNT V: CIVIL CONSPIRACY
(Against Zecca, Lucignano and the Does)

84. Schmitt re-alleges and incorporates paragraphs 1 through 63 above as if fully set forth herein.

85. Zecca, Lucignano and the Does agreed to solicit the murder of Schmitt.

86. The solicitation for Schmitt's murder was unlawful and is actionable as intentional infliction of emotional distress.

87. Zecca, Lucignano and the Does committed various overt acts in pursuance of the conspiracy. Specifically, they solicited the CI to murder Schmitt, provided the CI with materials necessary to commit the murder, sought to organize payment to the CI for the murder, and provided background information regarding Schmitt.

88. Schmitt was damaged as a result of the conspiracy between Zecca, Lucignano and the Does. Schmitt suffered and continues to suffer severe emotional distress, and Schmitt lost earnings and profit from the interruption to his business and life caused by the emotional distress and the need to protect his and his family's safety.

89. Zecca, Lucignano and the Does are personally guilty of intentional misconduct or gross negligence, as alleged herein.

WHEREFORE, Schmitt demands judgment against Zecca, Lucignano and the Does for

damages resulting from the conspiracy to intentionally inflict emotional distress on Schmitt, including pre-judgment interest, and punitive damages, along with such other relief the Court deems just and proper.

DEMAND FOR JURY TRIAL

Schmitt demands a jury trial on all issues so triable.

Date: July 3, 2018.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 3, 2018, a true and correct copy of the foregoing was provided via U.S. Mail to Defendant Dennis Zecca, Register Number 01354-104, FCI Coleman Low, 846 NE 54th Terrace, Sumterville, FL 33521 and via email to Mark O'Mara, P.A., 221 NE Ivanhoe Blvd, Suite 200, Orlando, Florida 32804 (service@omaralawgroup.com) and will be served on Defendant Ralph Lucignano pursuant to Chapter 48, Florida Statutes.

By: /s/ Jason Kellogg
JASON KELLOGG, P.A.

EXHIBIT A

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION



16320 NW 2nd Avenue
North Miami Beach, Florida 33169

File Number:



Typist Name:

Eileen T. Houghton
Barbara L. Chafin

Name of Document File:



Date/Time of Recording:

December 19, 2012 / 14:55:31

Case Agent:

SA Patricia J. Thompson (KWRA)

CD/DVD #:

No Number

Quality Reviewed by:

SA Patricia J. Thompson

Date Reviewed:

Participants:

CHS - Confidential Human Source
DZ - Dennis Zecca
UM - Unknown male
UF - Unknown female

Abbreviations:

[UI] - Unintelligible
[PH] - Phonetic
[SC] - Simultaneous Conversation
[OV] - Overlapping Voices

[14:55:31 - CHS seen walking towards store – 14:55:33]

CHS: Whew!

DZ: [UI], huh?

CHS: There's a lot, a lot of girls over there, man. Do you hear me?

DZ: Huh?

CHS: A lot of girls.

DZ: Right.

CHS: They're walking and walking [UI]. [laughs]

DZ: That is, ah, the place.

[Background traffic noises]

CHS: So.

UM: [UI] there.

CHS: Yeah, the [UI]? The [UI] gonna do that one? And what time do we get out in the morning?

UM: [UI].

DZ: All right, then.

[Background noises – traffic noise]

DZ: I need to think this out. I have to think this out [UI].

CHS: Okay.

[Background noises – traffic noise]

CHS: Think this out, what do you mean?

DZ: I'm getting it for you. I'm thinking right now. Let me think.

CHS: All right.

DZ: [UI].

CHS: [laughs]

DZ: [To UM] They're open for dinner. Not, not lunch. The deli is open for the lunch. The, the dinner is, that's a dinner, five o'clock.

UM: [In background] Oh, five o'clock, oh.

DZ: [To UM] Yes. Just to let you know.

UM: How, how [UI], this one over here, this side?

DZ: [To UM] For lunch?

UM: Yeah.

CHS: Lazy Days.

DZ: Lazy Days, it's on 11th Street.

CHS: Nice.

DZ: It's on the ocean.

UM: On the ocean, so.

DZ: Yeah, it's ahhh...

UM: You go straight?

DZ: Go straight like you're heading to the Seven Mile Bridge?

UM: Yeah.

DZ: Ahm. You'll see the Mobil gas station?

UM: Okay.

DZ: Right after the Mobil gas station on the left...

UM: Okay.

DZ: ...you'll see a sign, ah, that's ah, 11th Street, it'll say Lazy Days with an arrow.

UM: Okay.

DZ: You just turn left there and it's, ah, beautiful on the ocean. You sit, fresh seafood, steaks...

[Background loud noises]

DZ: They have everything [UI]. That's where the locals go.

UM: Wait, wait, wait, what, what is the name of that, ah, restaurant?

DZ: Lazy Days.

UM: Ah, Lazy Days restaurant.

DZ: Lazy Days Restaurant. Yes.

[Background traffic noises – CHS laughs]

CHS: There you go.

[Background traffic noises]

DZ: Ahm, we ahm... I was thinking for you. I want you to understand.

CHS: Yeah.

DZ: The gun, how it works. Two things they get contact from the weapon.

CHS: I can't understand you when you...

DZ: Two things they can make contact to idea.

CHS: Okay.

DZ: One, the rifling from the barrel itself. Okay? Ahm, two, is the serial number off the gun.

CHS: Okay.

DZ: That's the only two ways to make a lead. You know, for law enforcement to know. The only way.

[Background traffic noises]

CHS: So, when, when, okay.

DZ: They know a nine millimeter was used, a nine millimeter. They don't know what kind. A Smith and Wesson, Baretta, Taurus. They have Sig and Sauer, they don't know nothing, okay?

CHS: Okay.

[Background traffic noises]

DZ: What they'll do is they'll comb the area. They'll find out who's made gun purchases recently. This is the leads. This is how they...

CHS: Yeah.

DZ: ...they look. And the other way is somebody finds something, like a nine millimeter or something. Cause people just don't throw their guns away.

[Background traffic noises]

DZ: The water down here in the Keys is very shallow.

CHS: Shallow?

DZ: Shallow. It's very shallow here.

CHS: So what do you want me to do?

DZ: That's what I was thinking. I think...

[Background traffic noises – banging noises]

CHS: [REDACTED]

DZ: No ---

CHS: --- and go nowhere?

DZ: --- you don't have to. [REDACTED] and at least go and try to make it to Sunshine Key.

CHS: Okay.

DZ: When you go over the Seven Mile Bridge, roll your window down on the passenger's side. You have to break it down into three pieces.

CHS: Yeah, I know how to do it.

DZ: Or you ---

CHS: Yeah.

DZ: --- throw one.

CHS: Two?

DZ: Two. Three. They ain't gonna find it on their [UI].

CHS: Okay.

[Background traffic noises]

CHS: I'm ready, you know, I'm ready, I'm ready. Listen, yesterday thinking all night, let's say, just the day before too.

[Background traffic noises]

DZ: This is what I'm worried about.

CHS: Yeah.

DZ: [REDACTED]

CHS: Okay.

DZ: [REDACTED]

CHS: [REDACTED]

DZ: [REDACTED]

CHS: Okay.

DZ: [REDACTED]

CHS: Okay.

DZ: [REDACTED]

CHS: Okay.

DZ: [REDACTED] Okay? Do you understand?

CHS: Yeah.

[Background noises]

CHS: [REDACTED]

DZ: Yeah, I'm gonna go check. I don't think, I don't think he came and got it.

CHS: No. No. [REDACTED]

DZ: Who?

CHS: Him and Ken is like that. You know, he tell everything to Ken. But Ken [UI] everything to brag. And brag, you know, talking too much, so. If something like he lookin' for this shit? Everybody knows already, you know?

[Background traffic noises – music heard]

DZ: I'm tryin' to think if it came back, the reason why...

[UM in background]

DZ: ... okay, he... he'll report it.

CHS: Okay, maybe some [UI] she's reported it already.

DZ: It could be.

CHS: Already, I know that.

[Background noise]

CHS: When you losing a gun, you don't want to report it. Come on, man.

DZ: And it's ironic that that's the caliber that's being used here [UI].

CHS: So what, he lose it anywhere. He don't, he don't say he lose it down the bu-, in the marina. Somebody stalling. It's like my uncle's car, I ah.

[Background traffic noises]

DZ: It's not [UI], oh that's granny.

CHS: I say he looks like ah, my uncle. Nah, it's the old one.

DZ: Okay, so [UI]. They forgot to print the checks. People are gonna be lookin' for their money.

[Background traffic noises]

DZ:

CHS:

Okay.

DZ:

[Background traffic noises]

DZ:

[Background traffic noises]

DZ:

[Background traffic noises]

DZ:

[On phone] Let me ask you this. Did Brad ever turn in the mechanical for David and? Just the mechanical? No, no, no, I'm talkin' about mechanical hours for David and, do they not wanna get paid? Okay, I'll call [UI].

CHS:

[To DZ] [UI]?

DZ:

[To CHS] Thank you. [On phone] Well, they would have to be, Brad's supposed to verify it and look at it and make sure the boats and the hammer times and all of this are all on there. And remem-... okay, remember hammer time stuff now is not what they get paid for. They get paid for, the period ended on, ah, Saturday or whatever, Sunday, I mean Sunday. And then this week is a new week. Yeah, so we're. Right. Let me call, is Brad in the office, or is he in the yard? Okay, I'll call him. I'll, I'll get him right now and he has to get that to you or those guys won't get paid, okay? Okay. Let me get that, but take care of these other

checks, yeah, she's waiting. Okay. She, the phone don't work sometimes, you gotta text her, but her texts works, okay? Okay.

[Background noises]

DZ: What the...?

CHS: Yeah.

DZ: Stupid asses that's all it is, ahm...

[Background noises]

DZ: A million things that's [UI].

CHS: I know, man.

DZ: It never ends, but that's what it takes to run everything. You can't leave it for chance or nobody'll do it, you understand? Nobody. [Possibly started phone call] Why didn't you guys paint the spot. Okay, you have the two blue ones and then, hey ah, where's Kendall's and ah, what's his name's mechanical hours?

UF: [In background] We got our radios [UI].

DZ: [On phone] Okay, well. When, no, but when did he pay for it? When did he give it to you? When did he put 'em on your desk, that's not. Oh, come on!

[Background traffic noises]

DZ: [On phone] He handed 'em to you Monday, and you don't have a paycheck because, this is why you and him have these little corky things. I'd be mad if I worked for you. You've gotta have a place where it, it goes, and it can't be just go, here you go, Donna, because you're supposed to go through them. But you should have asked him on Monday knowing that his, you didn't get 'em. You were looking to, you shoulda been looking for them knowing on Friday he's supposed to give 'em to you. You didn't get 'em, you came in Monday morning. You shoulda said, "where's your mechanical hours?"

[Background traffic noises]

DZ: [On phone] Okay, here we are, luckily I remembered cause I just talked to Donna and I'm bothering her again. I said, "Did, did Brad give you, ah, mechanical hours? They scanned them or sent 'em to you or anything? No." Okay, I guess nobody wants to get paid.

[Background traffic noises – banging noises]

DZ: [On phone] But you have to verify 'em to make sure those hours are on the work orders. That's [UI].

[UM is heard in background]

DZ: [On phone] Yeah, but even the ones that ain't paid, I wanna know if he, that they're on the work orders, that it's actually on the work order. If not, put it on the work orders. Hey, I can't [banging noise], it takes time, you can't just throw it on ah, on [UI due to noises]. Get it, that's gotta get done. You gotta ma-, your crew's gotta get paid.

[Background traffic noises]

DZ: [On phone] All right, take care of it cause like Donna's waiting on you to write the checks.

[Background motor sound]

CHS: Did you see that? Did you see that?

[Background motor sound]

DZ: Yeah.

CHS: My uncle got three. '56, '57', and '55.

DZ: I don't know if I believe him.

CHS: Well, I know that.

DZ: He didn't come through with anything. I don't know, I don't know if I believe him.

CHS: You gonna see anyway.

DZ: Do you believe him?

CHS: Yeah. I believe him because I see with my own...

DZ: Oh, you saw it?

CHS: I driving one, one day in the Sunshine Key.

DZ: You, you, you...

CHS: He was [UI].

DZ: You know. Ah, I'm, I'm trying to catch up with all this shit.

[Background traffic noises]

DZ: But I got so much shit goin' on. You know? It's just, it's like it doesn't end.

[Loud background traffic noises]

CHS: So, the day three, you hear me? The day three is done on the ten key.

DZ: Yes.

CHS: On ten kilos. That's it. It's done deal, you know? There's no more, ah, this day, that day. That same day, the, he waiting for me. So, the next steps.

DZ: The next steps.

CHS: Okay. California and stuff.

DZ: Yes. I, I don't understand if I, you're, you're...

CHS: Hey, come here, come over here because I don't want any, here.

DZ: I don't understand it because...

CHS: Mira listen, I gonna.

DZ: What I understand is you're gonna go.

CHS: Okay, I gonna go with him [REDACTED]

DZ: Ah, and then he's gonna pay you two ---

CHS: No, no, no, no, no, no.

DZ: --- per key ---

CHS: No, no.

DZ: --- for two [UI].

CHS: No.

DZ: Well, what are you getting paid for going to go get it?

CHS: No. Listen. He's, he got one guy right now, he's the one goin' [REDACTED] guy, right? He gonna find this guy because he need, he want me to [UI] with him. You know?

DZ: Okay.

CHS: So he gonna give me, ah, he gonna give me a little bit. He wanna me, bring me his guy. That ammo [PH] you got right now?

DZ: Okay. Yeah, okay, you gonna be his guy to go do that?

CHS: Yeah.

DZ: How much risk, risk you gonna have, you're gonna have risks.

CHS: It's not my problem.

DZ: No, but what is he gonna pay you for that risk? It is your problem.

CHS: No, he, he [REDACTED]

DZ: No it isn't ---

CHS: Well I'm gonna, no ---

DZ: --- that's not true.

CHS: --- it's him, it's him driving.

DZ: You, you need an education real quick. That's not true.

[Background street noises]

DZ: Everybody's that there will be arrested.

[Background traffic noises]

CHS: Yeah, the girl's goin' that way. It's nice. That one over there, the last one? Anyway, he told me he gonna give me something. And maybe, maybe something it's ah, it's a kilo. Maybe something's ten thousand. Maybe something is twenty thousand.

DZ: [UI]?

CHS: He don't tell me yet. He don't tell me yet. You know? But he gonna take care of me, so he told me, I say I need, ah, talking to my boss. He told me yes.

DZ: So you're telling me that, ah, to serve fifteen years in jail is worth \$10,000 to you?

CHS: No. It's more than 10,000, because I gonna get it and sell it for more. You know? I gonna buy, buy ten from him, right, and eighteen? And you know how much I gonna sell it? Twenty-seven and 28.

DZ: Do you have somebody that's gonna be able to buy ten like that?

CHS: Yeah.

DZ: Okay.

CHS: At this price, yeah. Nobody got this in this pr-, I'm telling you that you, you don't want to understand it. This the guy, this the, the real shit right here.

DZ: Yeah, but what do you, you, I don't, yous, you're not making any sense because...

CHS: Okay.

DZ: ... you're saying words that, maybe you don't understand what you're saying.

CHS: Okay.

DZ: You're confusing me because I don't understand you.

CHS: Okay, do you wanna hear, listen.

DZ: You're saying you're getting it for eighteen.

CHS: Okay.

DZ: I don't care. Anything that's eighteen.

CHS: Okay.

DZ: I'll show you on the calculator.

CHS: Right, right.

DZ: Eighteen. No, no, no forget that. I'll even get a pen. It's real simple. Let's just say it's one, you're getting it for one.

CHS: Okay.

DZ: Okay? Let's just go with the one, you got one. Okay?

CHS: And he gonna sell you [UI] one.

DZ: And you're saying, nobody has it at that price, and it's gonna go at that price. Okay, so one you got it for and you sold it for one, you got nothing. You got zero. You got zero.

CHS: No. No. You don't understand me.

DZ: I don't understand you because of...

CHS: Okay.

DZ: ... of, what you're saying to me is not what you may be meaning. I don't understand.

CHS: Okay, he told me, if you go and get it...

DZ: Yeah.

CHS: ... for me...

DZ: Yes.

CHS: ... I gonna give you the same price I take it from over there, it's eighteen.

DZ: Okay. Okay.

CHS: Okay, he wanna buy ten, I gonna give it to you for eighteen.

DZ: Okay.

CHS: You know? So you---

DZ: So you make two---

CHS: ---this guy wanna buy ten. You know for how much?

DZ: ---that's what I was just trying to tell you. So it's only...

CHS: For 25.

DZ: But it's only worth two more than what you're getting it at.

CHS: You don't understand me. I gonna get it all, the, I gonna sell it for him. He gonna make his money, I gonna make my money.

DZ: (laughs) Yeah, but you're only selling it for...

CHS: For how much?

DZ: I'm telling you what it's gonna be. Twenty-seven, 28.

CHS: [OV] Twenty-eight.

DZ: That's what you're gonna get, 27, 28.

CHS: Yeah? You. using your calculator...

DZ: Yeah.

CHS: ... and 20, how much is money it, it is?

DZ: You're gonna get---

CHS: You're making.

DZ: ---80,000.

[Background traffic noises]

CHS: This money for you?

DZ: No, 80,000 is what the gross profit is. Gross.

CHS: Yeah?

DZ: Not net profit, gross.

CHS: For me that's money.

DZ: And then if you do the ah, the other way with eighteen, you'll earn two more, so you'll have 100,000 gross profit.

CHS: You think that's money? [laughs] I'm tellin' you.

DZ: No, but, we have to get ah, we have to have a buyer for it.

CHS: I got a buyer. I got a buyer for three or four...

DZ: Yeah, I know...

CHS: ... right here. The buyer...

DZ: ...that's what I [UI].

CHS: ...for three or four right here, and buyer for two right here.

DZ: Yeah, but when you only...

CHS: And when you [UI].

DZ: ...when you go, what I was trying to tell you when they buy in small quantities like two, we, we coulda got 31.

CHS: Yeah! Is that what I tell you, that's shit's pure.

DZ: When I went to ten, it went down to like 28.

CHS: Listen, they coming from Me-, from Mexico to California.

DZ: Yeah, I know, I know.

CHS: No, you don't know.

DZ: I know!

CHS: I told you...

DZ: He told me...

CHS: ... because he told me. Okay.

DZ: ... I listen to you. I don't, I know cause it's already in my head.

CHS: Mira, that shit you can do in, you can take, ah, one and make it another one one.

DZ: But that don't matter, you're not doin' that, so that, that doesn't even mean. That sounds good verbally. We're businessmen. That don't mean---

CHS: Okay.

DZ: ---shit to me.

CHS: Okay.

DZ: That ain't what I'm doin'.

CHS: Perro, the dude gonna buy it, he gonna buy one, he gonna [UI].

DZ: Who's behind me?

CHS: Nobody.

DZ: Okay. It doesn't mean shit because it doesn't matter is what I'm telling you. It doesn't matter. All's that matters to us and you should be, what are we gonna get? Not about what the fuckin' other people do with it. I don't give a shit if they break it down a hundred times. It doesn't matter, right? We're not breaking it down a hundred times? We're sellin' it whole, one is one, one-to-one. Okay? If we sell two, like two at a time, we'll get 30 to 31, no problem, that's all day. But I don't wanna do that. I don't wanna have ten, now I gotta put eight to the side, do two, and then give... sell another eight. I don't wanna do that.

CHS: So how much you gonna, d-...

DZ: That's why I said let me see if I can do all ten, and I called him. He'll do all ten.

CHS: For, for how much you gonna sell it to him?

DZ: I told you, 28,000.

CHS: You do that? Ah yeah, how much you gonna making?

DZ: We're gonna make, ah, I need to give him some money cause he's, he's the one footing the deal with his guy, so he's gonna get a little. And me and you are splitting 50/50.

CHS: Okay.

DZ: So I don't know what we're gonna give him. I don't know, 5,000, 10,000. I'll probably give something like that.

CHS: Are you gonna give me a truck like that like yours? Ah, I wanna buy me a truck. For real, man, I want a fuckin' truck.

DZ: Well, you fuckin' [REDACTED] I would've gotten something better.

CHS: [REDACTED]
I promise you that. I promise you that.

DZ: He don't...

CHS: My word. [REDACTED]

DZ: No.

CHS: [REDACTED]

DZ: [REDACTED]

CHS: [REDACTED]
[Background traffic noises]

CHS: [REDACTED]

DZ: [REDACTED]

CHS: [laughs].

DZ: Come on, [UI], I remember everything you said.

CHS: [laughs]

DZ: [REDACTED] Let me see here.

CHS: Okay, before you call him.

DZ: Let me, I'm not calling nobody.

CHS: Okay.

DZ: I'm getting my calculator.

[Background noises]

DZ: We're gonna get 280,000. That's what they're gonna give me.

CHS: Okay.

DZ: That's for the ten. That's a 28, okay...

CHS: You're taking...

DZ: ... 28,000 a piece, so with, with, we're gonna have to pay 200, you said---

CHS: Yep.

DZ: ---you.

CHS: [UI] no, it's 200.

DZ: Yeah. I wish there were 18, that would be a lot better.

CHS: Shit!

DZ: More money for us.

CHS: Man, listen, for 20?

DZ: It'd be another \$20,000 for us, but it's okay. If it's gonna help us in the future then---

CHS: You got, listen---

DZ: ---then we'll, I'll listen to you.

CHS: ---listen Dennis, you got a lot of friends asking---

DZ: Yeah.

CHS: --- who in the hell world got something for 20 right now.

DZ: Nobody.

CHS: For 25 nobody got nothing right now.

DZ: Yeah. Hold on.

CHS: Even you buy a hundred, I talking about this guy's the only one got these this price.

DZ: That's bullshit.

CHS: For me.

DZ: I can tell you right now.

CHS: For, for me. He do it for me.

DZ: That's bull... it's bullshit. Let me just tell you, I'm...

CHS: [OV] I'm gonna meet---

DZ: Cause this is what I'm gonna tell you.

CHS: For the future.

DZ: No, I don't, I don't need to meet him.

CHS: For the future.

DZ: Yeah. I'm gonna tell you this right now, you get a thousand, it's costing you 15, 12 and a half to 15,000 a piece, that's what it's costing you.

CHS: Okay.

DZ: I'm telling you what it costs.

CHS: Okay.

DZ: I already know what it costs.

CHS: Okay.

DZ: Okay, that's what he's paying if he's on a bigger scale. If he's not a big player, he's not... he's gonna be paying more.

CHS: Yeah.

DZ: Yeah, you're right. If I... I know, it's like my, my soda here, my water, okay? I bought this for 17 cents, okay? But I'm gonna sell it to you---

CHS: For two dollars.

DZ: ---for a dollar on the retail.

CHS: Okay.

DZ: But I'm gonna sell it to you, I'm gonna sell it to you for five dollars. You understand?

CHS: Yeah.

DZ: I made four dollars for every... me, I'm making four dollars on you. But you're still getting a good rate because if you went outside to go buy this, right? What is it gonna cost you?

CHS: I get---

DZ: It's gonna cost you five dollars let's say. So you, you feel like oh, you know, that... that works with all that excitement and everything, but I go with ROI...

return on investment, R-O-I. Those are three important letters of the alphabet. What is my return on my risk, what is my investment? My investment in this is we gotta, we have risk.

CHS: Okay.

DZ: Right? Me and you, we're assuming a lot of risk.

CHS: Yeah.

DZ: We're going over there, you're gonna deal with your guy, get it, we're gotta go with my guy, gotta get the money, gotta go... do... do an exchange, it's a lot of risk.

UM: [UI in background]

DZ: You know what I'm saying?

CHS: Yeah.

DZ: We're assuming a lot of risk.

CHS: Yeah.

DZ: You're, you're friend is not going from here to there to go do it. He knows you, his risk is little, that's... let's break this down. He knows you.

CHS: Yeah.

UM: [UI in background]

DZ: He trusts you, don't know how far he trusts you, he may say he does trust you, you know all this stuff, okay you listening?

CHS: Yeah.

DZ: That's where the... his risk is at. How much does he trust you? I know my friend---

CHS: Okay.

DZ:

CHS:

DZ:

CHS: For real man, I'm not fucking lying to you. You know I don't play with this kind of shit. It's 10,000 for each head.

DZ: I know what they are.

CHS: Plus, if somebody know you, you or somebody know you... everybody, some... somebody in the marina, they... they know, and T dock there is nobody at this time, and all this stuff. It's somebody in there. I know that. You doing a hundred and something thousand.

DZ: Yeah, my girl ah... paid 10,000 for her mother to bring her mother.

CHS:

DZ: Yeah.

CHS: There you go.

DZ: My, my girl did ah... 10 ah... did 10,000 for her mom to come, plus she said she had to work off ah... four other people, another four thousand, it was 14,000.

CHS: It's a good money.

DZ: So... but she did it for her mother. My girl told me that ah... [REDACTED]

CHS: Find me a boat, find me a boat I do it. I know Cuba. I can, they... they go, pshew-pshew. Find me a boat.

DZ: Find you a boat.

CHS: You thinking of, I'm not lying to you man. Find me a boat... a nice, a nice boat fast, fast boat. And when you, with you people right here, the Coast Guard people.

DZ: You're gonna run aground. You don't even know what you're doing.

CHS: For why you---

DZ: Come on, you're gonna run aground. You're gonna, you know what you're doing on the water?

CHS: Yeah.

DZ: You know those waters out there?

CHS: Yeah.

DZ: You know where to cross in [UI]?

CHS: Yeah.

DZ: With no problem?

CHS: In Cuban, listen, in Cuban, in Cuban I take care of the... Coast Guard in Cuban, right here with your people, me and you [UI] in one, one year [UI]. You know

how many people the family live right here want to pay in the front, and no later I give to you the money, no, they pay in the front.

DZ: I know.

CHS:

DZ:

CHS: Shhhh.

UM: That's a nice ass [UI].

DZ: You know that that's beautiful.

CHS: Talking to my daughter man, [UI]... what day, I'm talking to her boyfriend, I [UI]... cussing his ass---

DZ: Sure.

CHS: ---because he said, my daughter when she stay with me, he send ah... text messages, said for what... what the fuck, for why you not call me? And I calling him back, I said what... why you talking to her like that? Texting like that, you want me to go to Miami right.now and fuck you up bitch?

UM: Yeah. Beat your fucking ass.

CHS: He, he told me... yeah, and he tell me no sir, I'm sorry, you know I'm playing with her, that was me and her, I said but don't play with her no more like that.

UM: Yeah.

CHS: So what happened? Me and you talking something or what?

DZ: I think you're, you're, you're in trouble with ah...

CHS: With what?

DZ: With using the nine millimeter of what's his names?

CHS: No. Why, that [UI] be in trouble? You gonna [UI] anymore, you want to go with me and throw it away? You want to make sure that... that everything is perfect? You want to go with me?

DZ: I'm worried about that for real.

CHS: They... okay, I gonna give it to you when I finish. I gonna... you... you waiting for me at the marina. And I gonna give it to you in your hands. Back to you in your hands. You tell me to throw it away on the Seven Mile Bridge, I gonna throw it away on the Seven [knocking sounds], you want a video to do that, in my phone, I gonna video like this, mira. Chhhhh.

DZ: No, you don't have to, just, we need to make sure though that---

CHS: You thinking I want to get in trouble? You crazy? I gonna do it right before Christmas, [UI] you're gonna got this guy dead. And you're gonna find out maybe in two - three weeks, because this guy, the truck, I gonna pack in the truck in the back, I gotta gloves already, I, I gonna show you the gloves today, I got 'em in my truck already. I need only one thing, you see this stuff you using for, for, for, for working with the fiberglass, I need one. That's it. That's the only what I need.

DZ: [UI] walk into ah... Sherman Williams and pick one up.

CHS: The sell it over there? Okay.

DZ: Go right there, Sherman Williams.

CHS: Okay.

DZ: In Sherman Williams, that's where they sell it. [UI]

CHS: Listen, he drinking wine, listen he drinking wine by himself, and talking on the phone, with a cup like that, I been like, nobody, I working on the phone, you want me tomorrow bring you the letter?

DZ: No.

CHS: I got, I stacked the letter like that, I open it, I take 'em, I put 'em back, I close 'em, like I checking something, and I go next door, I---

DZ: Just be careful.

CHS: Yeah, I go next door, there's nobody next door, I think the people next door go to vacation.

DZ: Okay, let's quit talking about it, that's... let's leave it, yeah, it must be school letting out, cause now everything is---

[background noise]

DZ: ---[UI]

DZ: [UI]... Costa Rican girl?

CHS: Yeah.

UM: You... you're crazy [UI].

UM: You should be tearing her up.

DZ: [UI]... we wiped up our mess, there's no crumbs, no [UI]... Not when I sat down out there, it was crazy. All right, see you's later.

UF: Bye.

DZ: Good seeing you.

[noise around recorder]

DZ: Come on let's go, [UI].

CHS: Huh?

DZ: [UI]

UM: [UI]

UM: Okay.

DZ: [UI] And for some reason my windshield wiper [UI].

CHS: What?

DZ: I don't know what's going on.

CHS: [UI] I'll bring you one.

DZ: [UI] that the water, you know when you ah... put the spray, [UI]... I filled it full.

CHS: Where you [UI]?

[background noise]

UM: [UI] I'm an officer and I [UI]...

DZ: [UI]

UM: ...anywhere in the world.

DZ: [UI]... I don't lie.

UM: [UI]

DZ: Look at this [UI].

[background noise]

UM: [UI]

DZ: That happened at the marina last week.

UM: [UI]

DZ: Somebody did that, scraped something on there. You know the golf course...

CHS: I can take it off, I can take it off.

DZ: Think so?

CHS: Yeah

DZ: I'm not happy with that, I think someone [UI].

[background noise]

DZ: I'm not happy with it, I think someone's fucking with me.

CHS: Na, nobody's fucking with you.

DZ: No.

CHS: Nobody.

DZ: Sure?

CHS: Yeah.

DZ: [UI]

CHS: So what is ah...

DZ: [UI] gone?

CHS: Gone? Yeah.

DZ: We let him go Friday.

CHS: He, he knows?

DZ: I... yeah, he knows. I talked to him already.

CHS: Yeah.

DZ: He doesn't know it's Friday though, I told him that, you know, he came and I told him to think about it over the weekend, and he came yesterday to come look for me to tell me, and he... [UI] He said, he goes, ah... he was gonna go ahead and go, he decided.

CHS: So what did he say, he's happy or... or sad?

DZ: Well---

CHS: You don't care.

DZ: I don't really give a fuck.

CHS: [laughs]

DZ: You know that.

CHS: And the man Russian, I don't want to get in no trouble with the Russian guy man.

DZ: The Russian guy's a good guy.

CHS: I know.

DZ: I think there's some kind of misunderstanding with [UI].

CHS: All right.

DZ: So I'm gonna, I'm gonna get back to him now that me and you talked.

CHS: Yeah.

DZ: I'm gonna get back with him and talk to him and get him straight.

CHS:

DZ:



CHS:

DZ:

CHS:

DZ:

CHS:

DZ:

CHS:

DZ:

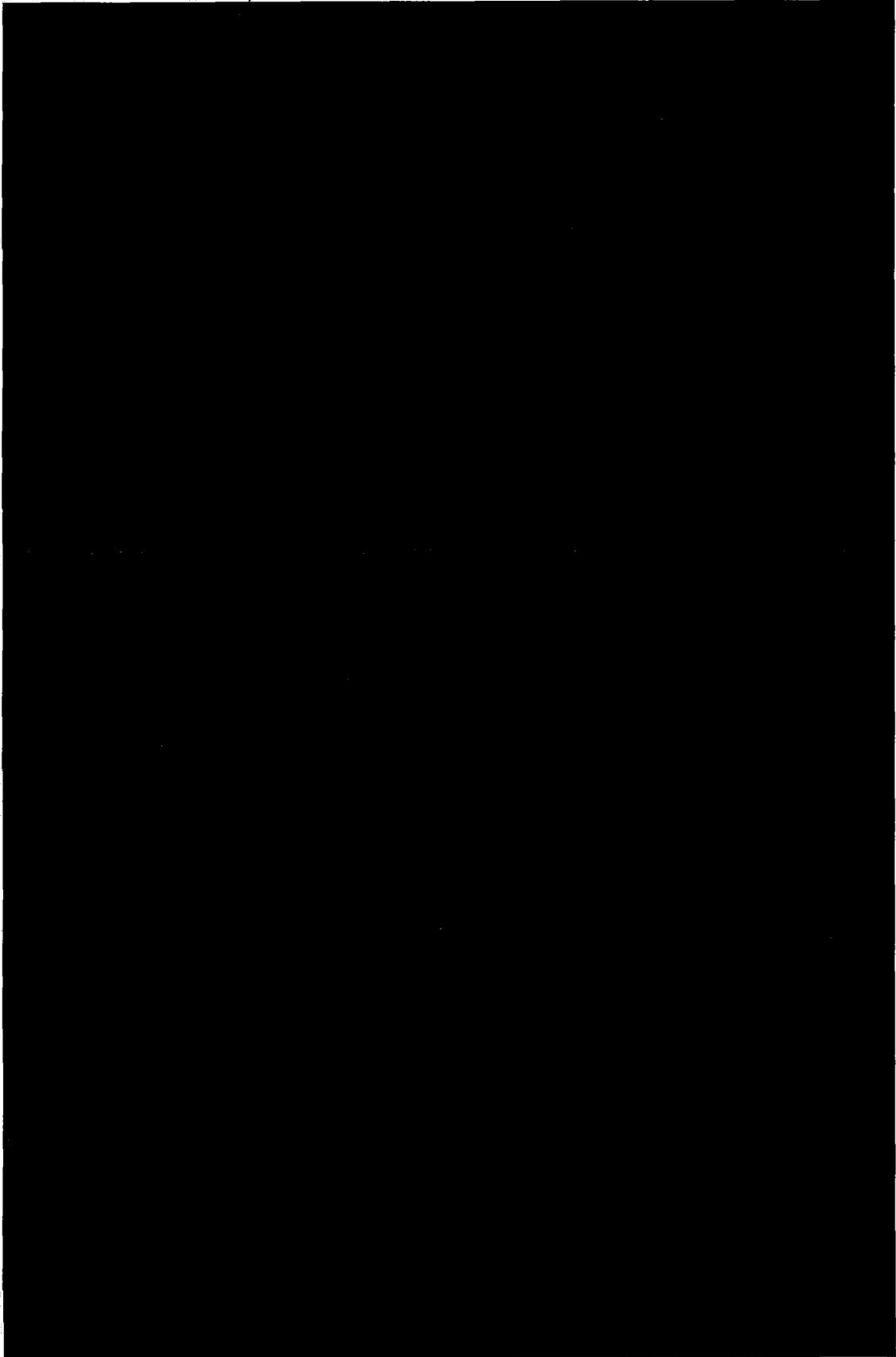
CHS:

DZ:

CHS:

DZ:

CHS:



DZ: Fucking [UI]...

CHS: [UI]

DZ: [UI]

CHS: I never, I never go over there with this, I never talked to him before. He's my friend man.

DZ: Listen, I'm telling you right now---

CHS: Okay.

DZ: ---you should have been fucking that girl.

CHS: [UI]... fucking the, you fucking the girl?

DZ: No, the girl didn't get fucked. She just, I... we gave her one to...

CHS: You not wanta break my heart, it's all [UI].

DZ: No, no, no, no, no. I fucked my girl. But your girl was ready for ripping... for right fucking.

CHS: My daughter man, wake me up, and next week, you go next week? I go next week with you. I gonna have my own money. You don't got to take care of me, you're not gonna need shit.

DZ: I don't even know if I can take care of myself. I got, we gotta get some money. We need money.

CHS: Okay.

DZ: Okay. Let's go get these things. You got the measurements?

CHS: Yeah.

DZ: Okay.

[noise around recorder – traffic sounds in background – conversation UI]

UM: [UI] laughing and giggling [UI].

[noise around recorder]

DZ: All right. This is what we need right?

[phone rings in background]

DZ: What, what [UI]. What do you got?

UM: [UI]

UF: [UI]

DZ: Huh? Hold on, let me look. I, I got to make sure [UI]. How long does he want to stay? Okay, hold on.

[conversations in background – UI]

DZ:

[music in background]

DZ: [on phone] Okay, so he's gonna be calling? Okay. If, if for some reason the guy needs to come in now...

[noise around recorder]

[conversations in background – UI]

DZ:

DZ: Where are we looking at all of this? What size?

UM: [UI]

CHS: [UI] 47.

DZ: We're, we're, we're screwed. Hold on, hold on, hold on. That's the bathroom right there when I walk in through the door. So I need 47 inches.

[conversations in background – UI]

CHS: [UI]

DZ: No, it's 72 inches, it's too big. I don't...

CHS: [UI] 70... 72 inches.

DZ: No, [UI].

CHS: Right now it's [UI]. This... [UI]

DZ: [UI] This is what I was looking for.

CHS: It's 76.

DZ: Shhhh. You're always too quick at the lips. You see this right here? 40 point 25 inches by one inch. That means it's one inch around, it's 40 inches long right now and you'll break it out, you know it comes out, up to 72. So we're good, this'll work.

CHS: [UI]

DZ: This'll work, yeah no I was, [UI].

CHS: You don't want... you don't want to buy one for the, the gym?

DZ: Now what's the other one? I got to look. This is for the gym, this is for the gym. But...

CHS: No for the gym is that one. This is for the yard. [UI]

DZ: I don't need for the yard.

CHS: Okay, this is for the gym. And this is 35.

[background noise]

[conversations in background – UI]

DZ: Listen I need a... 35, the gym is what I was worried about.

CHS: Yeah.

DZ: So this is too big for the gym. [UI]

CHS: [UI] And for the yard...

[conversations in background – UI]

DZ: What size is that?

UM: 35 inch.

DZ: Okay, this'll work. This is, this is the one.

UM: [UI]

DZ: No, but it is the one. But it's gonna be, I'm gonna pull it, this is stronger cause it has the cup, they don't have the little ones.

CHS: No, only [UI].

DZ: Yes, it is.

CHS: No. [UI]

DZ: That's the way they [UI]... that's the way they put it to you. [UI] That's the way they put it to you. Let's see, what size do you need? We need a curtain rod.

CHS: 72.

DZ: Fucking eleven dollars for a piece of plastic. That's why America sucks. The Chinese built this for, for two cents, then they sold it to us for eleven bucks. [UI]

CHS: [UI]

DZ: America.

CHS: [UI]

UM: [UI]

DZ: This don't go with the floor.

CHS: The floor is [UI].

DZ: [UI] The floor is not this color, it's a dark color. The floor is this color. The color's light. [UI] Hmmm.

[conversations in background – UI] [music in background]

[conversation low – UI]

DZ: Man.

CHS: See that, look.

DZ: She fell. [UI] be a part owner in the... she'll be a partner in the K-Mart.

CHS: [UI]

[conversations in background – UI]

DZ: Why are they laughing? What's funny about it? [UI] Probably slipped. Yeah, it's slick there, you need a safety [UI].

[phone rings in background]

CHS: [UI]

DZ: [UI] How... what's the size you got?

CHS: 72.

DZ: It's 35.

DZ: [on phone] Hello Pete. What? What? Yep. No way! What are they gonna do with the I-Hop? The I-Hop too, [UI]? Yeah, yeah. [laughs] I, I would, I would [UI] I'd go look on the, you gotta look at the property records. Because if the property records show that the lot is owned and there ain't common lot, uhm then, all those 18 wheelers, they're gonna park them there at night, and you could charge them a fee. Yeah.

[noise around recorder]

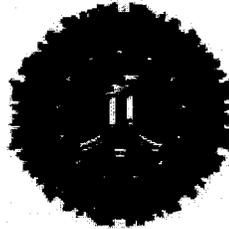
DZ: [UI]

[END OF RECORDING]

4

Howe

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION



16320 NW 2nd Avenue
North Miami Beach, Florida 33169

File Number: [REDACTED]

Typist Name: Barbara L. Chafin

Name of Document File: [REDACTED]

Date of Recording: December 21, 2012

Time of Recording:

Participants:
SA - Special Agent
CHS - Confidential Human Source
DZ - Dennis Zecca
UF - Unknown Females
UM - Unknown Males

Abbreviations:
[UI] Unintelligible
[PH] Phonetic
[SC] Simultaneous Conversation
[OV] Overlapping Voices

██████████ - ████████████████████ - ██████████ Date: December 21, 2012

UF: [UI]

CHS: How do you want to ah...

DZ: I just ah... [UI].

[noise/static around recorder overpowering conversation - conversation IA]

DZ: [UI] is 50 dollars ah... an hour, seven hours, will that work for you?

UM: Yeah, that's perfect.

DZ: Does that work?

UM: Yeah.

DZ: Cause I gotta pay the gal and...

UM: [UI] Thank you.

DZ: Yeah.

UM: No problem.

DZ: And we'll get... or...

UF: Yeah we'll...

DZ: All right, I'll give you an invoice.

UM: I have an invoice on me.

DZ: (UI)... I have an invoice and uh... actually ah... Donna (PH) will probably log in and we'll cut you... You know her father passed away. And she's...

UM: Her dad did?

DZ: Yeah.

[REDACTED] Date: December 21, 2012

UM: [SC] Oh, I'm sorry to hear that.

DZ: Yeah, two nights ago, 11... 11:40 at night.

UM: Oh.

DZ: So if [UI] can I have it for you ah...

UM: Yeah.

DZ: ...like later in the day?

UM: Yeah.

DZ: ...or tomorrow?

UM: Yeah, yeah, yeah.

DZ: Which, she'll be in today.

UM: All right, [UI]... it was really, put about eight hours into it, but... I chose seven, two hours for the first day to take it all apart.

DZ: Um-hmm.

UM: And then five hours for, to put it back together, and then a 100 dollar service.

DZ: Oh.

UM: 25 an hour.

DZ: It's no problem at all.

UM: And then, okay?

DZ: You did great. As long as there's no lien, there's no nothing.

UM: No, [UI] I mean really I did what I did.

DZ: You did it square.

[REDACTED] Date: December 21, 2012

UM: Okay.

DZ: You know that, thank you.

UM: And that's the best I can do.

DZ: I know.

UM: Unless you want to...

DZ: No, it's... I'll just get you a check, so I can get you done. I'll tell her when Donna calls in we'll...

UM: I'll be around...

DZ: ...I'll sign it and it'll be at the front desk for you, so you not searching for it. Okay?

UM: Thanks a lot.

DZ: But she'll do it, she's... she's doing...

UM: I feel bad for her.

DZ: They're doing funeral arrangements right now, at Christmas time, that's hard. That's real hard.

UM: He's been sick though, hasn't he? He's been like... he's been...

DZ: He had brain cancer. She's been in and out... shhhh...

UM: All right man, look, I'll get out of your way, I know you're busy.

DZ: Thanks [UI], have a great holiday.

UM: All right. Thanks a lot.

DZ: Just close the door on...

UM: Yeah.

[REDACTED] Date: December 21, 2012

DZ: [UI]

DZ: Sorry.

CHS: The guy already done.

DZ: Okay.

CHS: Okay. And, I don't want to have, everything is already...

DZ: Listen to me. Listen, I wish you didn't do it.

CHS: Looking something.

DZ: I wanted you to hurt him, not to...

CHS: Uh-huh, okay.

DZ: [UI] ...to do that.

CHS: Put your glasses on.

DZ: I see.

CHS: Put your glasses on.

DZ: I see it.

CHS: I told you...

DZ: [UI]

CHS: Huh, yeah, because when he got inside, my... hey, and he turn, I go back to him, [UI]... inside the house... [UI]... everything. [UI]...

DZ: I know, but they, they...

CHS: [UI]... pay to kill people in the fucking [UI].

[REDACTED] [REDACTED] [REDACTED] Date: December 21, 2012

DZ: I know, but this is different, this is, this is right here in our town. I didn't want to do it here.

CHS: Listen, these people...

DZ: I did not want to do it here.

CHS: These people know, know him, [UI]... three weeks, because my, my, my, my guy, (laughs) [UI].

DZ: Yeah because I'm worried, I'm scared, somebody's gonna say something.

CHS: Okay. Let's take it another step.

DZ: In this town, I didn't want to do it here. I told you not... [UI]... you know I want to do my thing, now I'm nervous.

CHS: For why are you nervous?

DZ: I [UI].

CHS: Listen everything's clean, nobody seen nothing, I, I want to something, I want to, I want to talking to you about something.

DZ: Yeah.

CHS: Because I don't want a problem between me and you, because you're my friend. You're gonna give me my 5,000 tomorrow right?

DZ: I gotta go get it. I haven't even talked to these people yet that it's done. I haven't said nothing to nobody.

CHS: Who Ralph?

DZ: It ain't Ralph, I gotta go to Ralph's people. [UI]

CHS: [UI] send me the money to [UI]. You know?

DZ: I don't... well I gave you my money for this.

██████████ ██████████ Date: December 21, 2012

CHS: All right. I don't want your money, I want it, I wanted the money from who the... the guy [UI] it's Ralph?

DZ: No.

CHS: Okay. Take it easy. Take it... [UI].

DZ: Yeah, because I didn't want it here.

CHS: Listen, I'm gonna throw away my phone, [UI].

DZ: Get rid of it.

(phone ringing in background)

CHS: Okay?

DZ: But get rid of the, the pictures [UI]...

CHS: Yeah. Look at this, in front of you.

DZ: Take, take that **fucking thing** out of there, there's a...

CHS: I'm gonna throw away my phone, I'm gonna buy new, a brand new phone when you, you say you're gonna get me my money tomorrow?

DZ: Well I'm gonna try, I have to go meet with these people to get it.

CHS: Look, look at the [UI].

DZ: [UI]

CHS: What the fuck?

DZ: No, no, [UI]... I'm saying it's here, I didn't want it to be here. I told you that [UI]... but not here, it's too dangerous here, because we have so much going on, and in this fucking town, trust me, it's gonna be all over.

CHS: I told you that, you... you told me no.

[REDACTED] Date: December 21, 2012

DZ: [SC/UI] and everything.

CHS: Do it. You told me do it.

DZ: No I didn't, I told you not to do it yesterday. I told you not to. Cause we talked and said[UI]...

CHS: Before you told... I told you no, I'm gonna get him in Costa Rica, you told me no, no, do it right here.

DZ: But I didn't want it here.

CHS: Do it right here, you told me do it right here. Okay. And guess what I told you, and just when you give me the gun, I told you, [UI]...

DZ: That's another thing, you need to get rid of that [UI].

CHS: I already done away.

DZ: All right, all right.

CHS: Listen, I have a deal in Miami.

DZ: Um-hmm.

CHS: Because I don't want that happen again. I'm a man like you are a man. They told me they gonna give me 20,000 right? On this deal, the, the...

DZ: Once we get the money.

CHS: Yeah, ten kilos. 2... 200,000.

DZ: I know.

CHS: And we're gonna give you 20,000.

DZ: Yes.

CHS: I got your word?

[REDACTED] Date: December 21, 2012

DZ: Listen, you got my word. But this thing here I didn't want it to happen in town, cause it's gonna put a lot of heat on us.

CHS: I told you, I gonna be, I was the one who told you that.

DZ: Yeah, but then I told you yesterday not to do it, stop. You, you should have stopped.

CHS: You told me to stop, you give me a gun and everything? (laughs)

DZ: No, because you needed that for the deal on the 3rd, I thought that's what you needed it for, for the 3rd. I don't know what's gonna fucking happen.

CHS: Cause I, I told you, I told you yesterday, I'm gonna kill this guy, you told me okay, go ahead. You know?

DZ: All right.

CHS: I gonna throw away my phone.

DZ: [UI]

CHS: Please, make it happen tomorrow, I can have my [UI].

DZ: I'm gonna try, I gotta go meet with them. You don't understand. I gotta meet with them, and it looks suspicious when I'm running all over the fucking place. That's why I told you.

CHS: [UI]

DZ: I thought it was you, you invited other people. Okay?

CHS: So...

DZ: Nevermind, putting a lot of pressure on me, because now...

CHS: Okay. [UI]

DZ: ...I had to go get money out of the bank from one account, and [UI] money out of another account.

[REDACTED] Date: December 21, 2012

CHS: Listen...

DZ: You know what I'm saying?

CHS: ...[UI].

DZ: I, I...

CHS: Tomorrow you can get something like, like, 2,000 bucks?

DZ: I have nothing. I have absolutely, no...

CHS: Okay.

DZ: ...I have to go get with these people.

CHS: Okay. And talk to me later.

DZ: I will.

CHS: Listen, I gonna go to Miami. And, and come back again [UI].

DZ: All right, get rid of your phone.

CHS: Yeah, I'm gonna throw it away right now.

DZ: I'm sick.

CHS: Shhh, take it easy.

DZ: Just hearing it.

CHS: (laughs) [UI]

DZ: Yeah, but not here though man. [UI]

CHS: [UI]

(static/noise around recorder)

[REDACTED]

Date: December 21, 2012

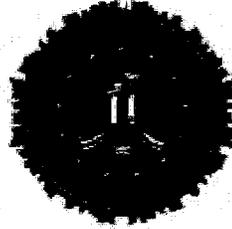
UF: [UI]

UM: [UI]

(END OF RECORDING)

3

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION



16320 NW 2nd Avenue
North Miami Beach, Florida 33169

φcawcφans

File Number: [REDACTED]

Typist Name: Barbara L. Chafin

Name of Document File: [REDACTED]

Date of Recording: December 20, 2012

Participants:

- SA - Special Agent
- CHS - Confidential Human Source
- DZ - Dennis Zecca
- UM - Unknown Males
- UF - Unknown Females

Abbreviations:

[UI]	Unintelligible
[PH]	Phonetic
[SC]	Simultaneous Conversation
[OV]	Overlapping Voices

Date: December 20, 2012

[noise/static around recorder]

[conversation IA]

SA: Hey, put this one in your pocket, and then try to get as much as you can.

[noise/static around recorder]

[car buzzer]

CHS: [on phone] Where you been? In the Office Depot. You told me the Office Depot. Oh so... Okay, and what bank? [UI] Okay, okay, no problem. Okay, bye.

[pause in conversation/driving]

CHS: [on phone] Mike. He told me to meet him at his house. Yeah. Okay. Okay, so only what I got to push the... the bug right? It's on right now? Okay, so I don't got to touch nothin'? Okay, okay, bye. Bye.

[cell phone ringing]

CHS: [on phone] Hello. Hello. Hello.

[pause in conversation/driving]

[8:50]

[noise/static around recorder]

CHS: How you doing?

UM: [UI]

CHS: Hola.

UM: Hola.

UM: [UI]

CHS: Uhhhh.

[REDACTED] [REDACTED] [REDACTED] Date: December 20, 2012

DZ: [UI]... you can't... don't come through here.

CHS: Can't come through... this is [UI]... Can I come in?

DZ: We... yeah, I gotta move a couple things, me and you, come on.

CHS: Okay, no problem.

DZ: Move this [IA].

UM: Move it? [UI]?

[dogs barking in background]

DZ: It's heavy, don't know where [UI]. Here, put your hand in [UI].

CHS: [UI]

DZ: We'll put it over this way.

UM: Where do you want to put it? Where?

UM: Right, it's over the table.

DZ: Why don't you just give me a minute, give me two seconds, Jesus.

[background noise]

DZ: Here. Slide over just a little.

[background noise]

DZ: We're gonna go all around the table.

UM: Nice.

DZ: Yeah, here you got [UI]...

UM: You want to check it out?

[REDACTED] Date: December 20, 2012

UM: You have [UI] up in there, and ah...

DZ: I'm not sure where she's putting that.

UM: Not sure yet.

DZ: I'm not sure. It's no longer there or she's putting it in there. It's the lady's, so just, you can throw it over there, that's fine. That's just the carpet. She'll, you know we'll get her to figure that out.

UM: Right.

DZ: Her chairs, I do know they're going.

UM: They're in the office working right now.

DZ: See they're nuts. Okay, [UI]...

UM: Do these match? Okay, I picked them, yeah.

UM: That's gorgeous.

DZ: See look.

UM: [UI] the whole rug?

DZ: Yeah, this is her Christmas present, I took her to go pick one. You like 'em?

CHS: I know... she gonna [UI]... table and [UI]... you don't have a [UI] where he rent?

UM: Hmm?

CHS: Rachel [PH]?

[background noise]

UM: Oh.

DZ: That's good, they match. I just wanted to make sure they were matching.

[REDACTED] Date: December 20, 2012

DZ: And he's... needed some rooms and I told him listen, you know, I don't control up there anymore, you know? They go for 400 a night.

CHS: [UI]

DZ: At the resort, 400 a night.

CHS: Yep.

DZ: That's a lot of money they made.

CHS: Yep.

DZ: I don't, I don't run that shit like that. If I did I would just comp 'em, just pay the housekeepers for the... for the housekeeping, you know what I mean?

CHS: [REDACTED] crying in the house, he said he wanted at least one hour to spend with his father, because he promise. That's why...

DZ: Well, you're gonna get a whole one hour, fucking take her to Miami and let her live up, be up there for a little bit.

CHS: Yeah, so what...

DZ: Are you gonna go all the way to Miami to go up there for five minutes and come back? Bullshit.

CHS: Last week, I was supposed to go over there with her.

DZ: Come on.

CHS: And I tell her no, next week, and next week.

DZ: Yeah but now she can go, you just take her and go. That's it.

CHS: Yeah.

DZ: Just like tonight.

CHS: Yeah.

[REDACTED] Date: December 20, 2012

UM: Right, right, right, you want it to be over there, [UI].

DZ: [UI]

UF: [UI]

DZ: [UI]... and it matched okay. I wasn't sure, it was for her Christmas.

UM: This is [UI].

DZ: Huh, does it look good?

UM: Yeah. [UI]

DZ: Yeah.

CHS: It's real nice, it belongs to the table.

DZ: Yeah. Hey.

[noise around recorder]

UM: Okay.

DZ: Hey yeah, just need to know so they don't [UI]... I just held it for us, you know, and then I'll just... you, you sure? Yeah. Yeah. All right. Yeah, free... free ain't gonna happen, cause I don't have control over it no more. But, but I can, you know, usually you pay a housekeeping bill, but that was... you know what I'm saying? I don't know. I'm sorry about that one. Cause that's that ass, you know what I'm saying, it ain't me, it's that ass. Okay. All right let, let me know either way, thanks brother. Okay, bye.

DZ: That's my brother, he's a good man.

CHS: Pete?

DZ: Pete, yeah. Cause he's got the New Jersey boys coming in from Jersey.

CHS: Yeah.

[REDACTED] [REDACTED] [REDACTED] Date: December 20, 2012

DZ: They want me up there right now, I'm not up there right now, they gotta remember, I work.

CHS: Okay.

DZ: Right?

CHS: Yeah, I gonna take a shower and gonna take off.

DZ: Yeah. I got [UI]...you know, this will be two minutes.

CHS: No problem. You got nice [UI] here. Smell like, that's Christmas.

DZ: Yeah I got, I got that late too. I got my ass in trouble too, because you know I had the grandson, they want me to get...

CHS: [REDACTED]

DZ: He had his birthday. So everything was good, [UI]...

CHS: Oh, that's beautiful.

DZ: ...Christmas.

CHS: Your wife's got good taste. So [UI] you right? [laughs] Huh Dennis?

DZ: No, this is where you're gonna live. You're gonna live the same way, like me.

CHS: Right, soon.

DZ: Soon is right. Look at that, that's beautiful right? That's when [UI]... look...

CHS: Nice.

DZ: You like my little... and it all matches.

CHS: Matches.

DZ: All my shit goes good, look at... in the corner, huh?

[REDACTED] Date: December 20, 2012

CHS: Nice. [laughs]

DZ: That's the way you gotta be.

CHS: This...

DZ: Listen, you gotta stop fucking around.

CHS: [UI]

DZ: Stop going, this is what you're doing, you're...

CHS: Uh-huh.

DZ: You... let me just tell you, I gotta talk to you because, you, you don't let me do for you, you're too busy wasting money on other shit.

CHS: Okay.

DZ: You should just listen to me...

CHS: Okay.

DZ: ...and you'd be living two doors down from me like this.

CHS: Okay.

DZ: On the water. You don't listen to me, that's why.

CHS: I'm gonna listen to you. [UI]

DZ: Cause that's what I see. This is where you're gonna be.

CHS: [UI]

UM: [UI]

DZ: Yeah.

[REDACTED] Date: December 20, 2012

UM: Thank you buddy.

DZ: Thank you. Have a good holiday, thank you.

UM: Thank you, thank you.

DZ: They're good guys. They're coming to this... [UI] What I'm trying to tell you is that, I gotta like [UI]... uhm...

CHS: [UI]

DZ: [UI]

DZ: I, I'll have you living like me but it doesn't happen over night. You gotta be patient.

CHS: That's it.

DZ: You're not patient.

CHS: I know.

DZ: And you know [UI]...

CHS: [UI]

DZ: [UI]... got to knock the shit off, because I'm gonna have you living like me...

CHS: [UI]

DZ: You're gonna be living, you're gonna be living like me.

CHS: Okay, let me tell you something, the conversation [UI]...

DZ: Don't you want to live like this?

CHS: Hell yeah.

DZ: Okay.

CHS: This is the conversation, [UI]...

[REDACTED] [REDACTED] [REDACTED] [REDACTED] Date: December 20, 2012

DZ: Maybe my girl will be living there with you?

CHS: What?

DZ: My 22 year old.

CHS: What?

DZ: But you can't fuck her all the time.

CHS: No.

DZ: Every once in a while you can have a blow job.

CHS: You put out the, the... [REDACTED]

DZ: No, I'm saying, I can, while she's... I could be going right next door, two doors down.

CHS: Listen, before I go, because you never talking to me. Let me talk uh... you need something, you want me, work, work for him.

DZ: Willie [PH] wants that?

CHS: Yeah. He told me, you gonna be my guy in Miami to go to California and take all the kilos and all this stuff. He told me, he said that yesterday. He not talking about kilos, he talking... when he talking to me, he talking about cars.

DZ: Yeah.

CHS: I said you're gonna take care of my cars, bring my cars.

DZ: Yeah, yeah, yeah, yeah. I know.

CHS: And the truck... you know and, and he told me, you gotta talking to you... to your boss, and let him know, you know, you gonna, you got to moving to Miami with me, and you know, I said the only reason...

DZ: Move to Miami? You're gonna live right here.

[REDACTED] [REDACTED] Date: December 20, 2012

CHS: Look at this, look at this. I know, he told me, I tell him the only way I can move to Miami, if he told me yes, he and my price, if the same price for him I'm gonna do business with him. This the only way. If not, I don't want to do it.

DZ: [UI] tell him fuck him.

CHS: Yeah?

DZ: I mean...

CHS: No, I say if I... if he want me to go over there...

[background noise]

DZ: [whispering - IA]

CHS: Hey, I can talk?

DZ: Yeah, I'm just taking this [whispering - IA]. Okay, now listen, [UI] I have first, when we go and do this thing.

CHS: Yeah.

DZ: And we build up money, we're gonna go and, and buy another one of these a few doors down, we're gonna get it for, I don't know, four or 500,000, right, maybe 600 at the most. And then we're gonna turn around and we're gonna sell it, five years from now for a million dollars. You made 500...

CHS: Yeah?

DZ: You understand?

CHS: Yeah.

DZ: You gotta make...

CHS: Clean money.

DZ: You gotta.

[REDACTED] [REDACTED] [REDACTED] Date: December 20, 2012

CHS: Clean money. [snaps]

DZ: Now you're learning from me.

CHS: Yeah, clean money.

DZ: You have to be able to make clean money, but you're always like, I gotta get a [UI], I gotta [UI]...

CHS: Okay, I gonna fucking [UI] with Linda. You's want, want me to...

DZ: [SC/UI] What I'm saying to you...

CHS: [REDACTED]

DZ: Okay listen...

CHS: ...let me know.

DZ: ...I had a girl in the front, but I went with Linda, remember that.

CHS: Yeah.

DZ: Okay, just remember that.

CHS: No, I...

DZ: No, when I had all the applications, I was ready to go, but I went with Linda.

CHS: Yeah. I know, but I said...

DZ: But now fucking Linda's a problem. I, I know now I gotta think...

CHS: No, Linda's not a problem, I'm asking you, if you want me to fire Linda, like hey, that's it...

DZ: [SC] No, I don't want you to fire Linda...

CHS: [SC] Like I said, I'm not gonna fire.

[REDACTED] Date: December 20, 2012

DZ: [SC] ...because I gotta have her at work now. Or I gotta figure it out here, let me think something up. Don't worry, I'll put somebody there. It's okay.

CHS: [REDACTED]

DZ: [REDACTED]

CHS: Okay.

DZ: Don't worry, I'll figure it out.

CHS: When you want me to, to dump...

DZ: Don't say anything to her.

CHS: [REDACTED]

CHS: Okay. Listen [UI]. I'm ready now.

DZ: I know.

CHS: [laughs] Shit.

DZ: No but...

CHS: [REDACTED]

DZ: Right, look.

CHS: I know.

DZ: [low - IA]

CHS: [UI] today, tomorrow.

DZ: Don't worry, you know I know how to get all of that shit.

CHS: I gonna make it to more like a suicide. You know?

[REDACTED] Date: December 20, 2012

DZ: Okay, yeah.

CHS: Gonna leave with him a fucking, I'm gonna make him writing a note...

DZ: Yeah.

CHS: You know, and you know I, I don't want to live anymore because you know...

DZ: Um-hmm.

CHS: ...it's a lot of stuff and I gonna put that shit right here.

DZ: It's okay.

CHS: And I gonna put...

DZ: Okay.

CHS: And you know, I gonna leave the gun... yeah, I can make it a suicide because I can leave the gun over there.

DZ: You can't leave that there.

CHS: Shhhhh. So, I gonna hit it, I gonna steal something in the house, like it's a robbery.

DZ: Okay.

CHS: And I'm gone.

DZ: Okay.

CHS: That shit be done quick.

DZ: Okay.

CHS: You want pictures?

DZ: No.

CHS: No pictures?

[REDACTED] Date: December 20, 2012

DZ: No, nope.

CHS: Okay. Exactly.

DZ: You see the girl we're giving this to, the girl.

CHS: You don't give it to me...

DZ: I, I can't give it to you now.

CHS: [laughs]

DZ: I can't, you're not ready, it has to go, it's just sitting around, everything's sitting around.

CHS: Beautiful.

DZ: So right, you're fine. We'll get other stuff for you. Don't worry. I've always got things going on, you know that with me. I'm... but I'm trying to say to you is that the bully [PH], the booty, the booty...

CHS: Yeah.

DZ: Yeah, lots of booty, lots of booty. You can... I, I see myself in you what, I haven't seen my [UI].

CHS: Okay, let me know when you want...

DZ: Hey, ten years ago, ten years ago, you're talking about, for fucking 20 years, I've been getting [UI]. It's okay, there's a reason why we met now. If you would have known half of what...

CHS: Yeah.

DZ: ...I want you to have what I had when I was in the day, when I was younger in my shit, I was king, and I had everything, millions of dollars fucking...

CHS: Well why you making all these million for?

DZ: I made it to have fun.

[REDACTED] Date: December 20, 2012

CHS: No, I said why do you making it?

DZ: Drugs. Real estate.

CHS: Shhhhhh.

DZ: Uhm, people need me to, to give me money and say, make it clean. You know, I have businesses that I... I have shit... I gave my family, everybody, and I came out, I was calmed down, now I ain't calm, you let me... you know, I, I got a taste of life again. And now I'm [UI] saying, what the fuck?

CHS: You better be ready to [UI].

DZ: I'm ready.

CHS: [UI] You know what he done to me, he punish me.

DZ: Why is he punishing you?

CHS: Because I'm so desperate, I said [UI] because I was trying to help you mother-fucker.

DZ: Oh.

CHS: And he's telling me just like that in Spanish. You know? I said you...

DZ: [UI] ...crazy, everybody does [UI].

CHS: Yeah, I gotta go, is there anything [UI]...

DZ: Well, where do you have your thing?

CHS: Close to you.

DZ: Yeah, but you got to help me carry this and put this in my truck.

CHS: That one?

DZ: I'm loading it in my truck right now.

Date: December 20, 2012

CHS: Let's go.

DZ: Well let me move my truck so it's close. [UI] Let me move the truck.

CHS: Okay. [UI]... the gun?

DZ: [UI]

CHS: Is that [UI]?

DZ: No.

CHS: I got [UI]...

DZ: There's no, there's no uhm magazine for it. You're gonna have to get magazine.

CHS: I got it. I buy that shit over in the [UI]. [UI]... have to buy it.

DZ: I'm gonna give it to you.

CHS: Okay. Stay right here?

DZ: Yeah. [UI]

CHS: Okay.

CHS: [whispering] I've got it. [IA]

[pause in conversation]

CHS: He go upstairs to bring the gun.

[pause in conversation]

UM: [in background - UI]

DZ: [UI]

UM: She's still moving shit in. Everything.

██████████ ████████████████████
Date: December 20, 2012

DZ: Okay, well...

UM: [in background - UI]

[conversation low in background - IA]

DZ: Well now they're going [UI]...

[conversation IA]

CHS: Hola.

UM: How you doing?

CHS: I am doing good.

UM: Huh?

[Spanish portion]

UM: Huh?

[Spanish portion]

CHS: Okay. Uhhhh.

DZ: Let's go get the door, we've got to get this furniture.

DZ: Come on.

[noise/static around recorder]

UM: [UI]... mother-fucker.

DZ: [UI] take a bath in this house. There's a lot of [UI].

UM: [UI]

DZ: Where, where, where's the dolly, you don't have a dolly? You should ask a mover to move it for us real quick. [UI]...

██████████ ██████████ Date: December 20, 2012

CHS: For ten bucks.

DZ: Yeah, what's wrong with it? [chuckles]

UM: It's gonna fuck you up right here. It's heavy.

UM: [UI]

DZ: Who?

CHS: Me and Roman [PH].

DZ: [UI]

CHS: Yeah, me and Roman. 9:00 o'clock.

DZ: [UI]

[END OF RECORDING]

EXHIBIT B

AO 91 (Rev. 08/05) Criminal Complaint

UNITED STATES DISTRICT COURT

for the
Southern District of Florida

United States of America
v.
DENNIS ZECCA.

Case No. 12-5056-SNOW

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of December 2012 in the county of Monroe in the Southern District of Florida, the defendant(s) violated:

Code Section
18 U.S.C 1956(a)

Offense Description

DENNIS ZECCA did use, and cause another to use, any facility of interstate and foreign commerce, with intent that the murder of an individual be committed in violation of the laws of the State of Florida as consideration for the receipt of, and as consideration for a promise and agreement to pay, anything of pecuniary value.

This criminal complaint is based on these facts:

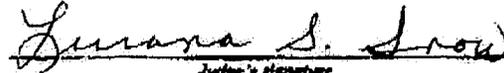
See attached affidavit of Special Agent Patricia Thompson.

Continued on the attached sheet.


Complainant's Signature
Patricia Thompson, Special Agent, FBI
Printed name and title

Sworn to before me and signed in my presence.

Date: 12/22/2012


Judge's Signature

City and state: Key West, FL

Lurana S. Snow, U.S. Magistrate Judge
Printed name and title

AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

Your affiant, Patricia Thompson, being duly sworn, deposes and states:

1. I am a Special Agent with the Federal Bureau of Investigation and have been so employed for 21 years. I am currently assigned to the Key West Resident Agency, where I have been since 2007. My responsibilities, training, and experience include investigation of a wide variety of violations of federal law, including violent crimes, drug trafficking, and racketeering.

2. The facts contained in this affidavit are based on my personal knowledge, as well as information relayed to me by other law enforcement personnel involved in this investigation. This affidavit is being submitted for the sole purpose of establishing probable cause that Dennis ZECCA did use, and cause another to use, any facility of interstate and foreign commerce, with intent that the murder of an individual be committed in violation of the laws of the State of Florida as consideration for the receipt of, and as consideration for a promise and agreement to pay, anything of pecuniary value, in violation of Title 18, United States Code, Section 1958(a). This affidavit therefore does not contain all of the information known as a result of this investigation.

3. In December 2012, Special Agents of the Drug Enforcement Administration (DEA) were conducting a drug-trafficking investigation that involved a confidential human source (hereinafter "CHS"). During the course of the investigation, ZECCA planned with the CHS, who worked for him, to purchase ten kilograms of cocaine from an unknown supplier. The CHS was a convicted felon who had spent time in prison and was on probation while participating in the events described herein. He was going to be paid for his work in the drug-trafficking investigation.

4. On or about December 16, 2012, in Marathon, Florida, ZECCA solicited the CHS to kill a businessman who lived in Marathon. Although the proposed victim was not related to the drug-trafficking transaction ZECCA and the CHS were planning, this solicitation arose during their discussions regarding the drug trafficking, as another potential task that the CHS could perform for ZECCA. In exchange for committing the murder, ZECCA promised the CHS his choice of \$20,000 in cash or one kilogram of cocaine (with approximately the same pecuniary value) from their upcoming ten-kilogram purchase. ZECCA also offered to supply cash for the CHS to "lay low" in Miami for a few weeks after the murder.

5. Over the next two days, ZECCA drove the CHS, in ZECCA's automobile, by the proposed victim's personal residence. He also told the CHS to visit the victim's place of employment to get a good look at his face.

6. On or about December 17, 2012, the CHS had a conversation with ZECCA in Marathon that was monitored and recorded by DEA agents. ZECCA told the CHS that he would give him a gun, specifically, a Beretta 9mm, to commit the murder. ZECCA suggested to the CHS that he could wait until the victim was returning from a holiday party and kill him then. ZECCA advised it would be easier to "take him out" under those circumstances. When the CHS asked when ZECCA wanted the murder to take place, ZECCA replied, "as soon as possible."

7. On or about December 19, 2012, the CHS had another monitored and recorded conversation with ZECCA in Marathon. ZECCA counseled the CHS that he should kill the proposed victim at his home, using the gun that would be supplied by ZECCA. He further indicated his desire that the murder be carried out as soon as possible, before the end of the year. ZECCA discussed the problem of disposing of the gun after the murder, advising the CHS to drive his truck to a particular bridge, disassemble the gun into three pieces, and throw each piece

into the ocean in a different place as he drove. The CHS indicated that he would need something like a Tyvek suit (a disposable protective coverall suit, often worn to protect clothes and skin in construction, industrial, or mechanical work) to wear during the murder, to minimize the risk of leaving behind or taking with him evidence from the crime scene. ZECCA told the CHS he could purchase a Tyvek suit at Sherwin-Williams. Sherwin-Williams is the name of a chain of paint-supply stores, one of which is located in Marathon.

8. On or about December 20, 2012, in a call made from the CHS's cellular telephone to ZECCA's cellular telephone, ZECCA told the CHS to get a Tyvek suit from the supply cabinet at the Marathon Marina and Boat Yard, which ZECCA owned. ZECCA then told the CHS to meet at his private residence in Marathon. During that meeting, he provided the CHS with a Beretta 92FS 9mm auto-pistol, which had been manufactured outside the state of Florida. This particular gun had been referenced in previous discussions of the murder-for-hire plan between ZECCA and the CHS. ZECCA had previously advised the CHS that this gun should be used to kill the proposed victim. As ZECCA gave the CHS the gun, he wiped it down with a cloth. The gun had no magazine, but ZECCA told the CHS he could put a round in the chamber and kill the proposed victim with that round. The CHS told ZECCA that he would commit the murder the next day, December 21, 2012, and dispose of the firearm in the manner as agreed.

9. On or about December 21, 2012, the CHS had another monitored and recorded conversation with ZECCA, this time in ZECCA's office at the Marathon Marina and Boat Yard. The CHS represented to ZECCA that he had carried out the murder and showed ZECCA a doctored photograph. The photograph, which had been edited using a computer program, showed the victim lying in gravel, in a pool of blood. The CHS requested the promised payment. ZECCA told him he needed to meet with others and move money between accounts, but would

try to pay him later the same day or the next day. ZECCA further promised that he would make an initial payment of \$5,000 as soon as he was able. ZECCA was arrested as he left the marina, shortly after the conclusion of this conversation.

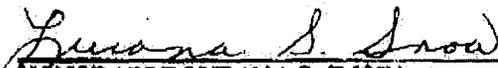
10. As described above, ZECCA used and caused to be used telephones, including cellular telephones, and automobiles, both his own and the CHS's, which are facilities of interstate and foreign commerce, in connection with this murder-for-hire plot. Further, he transferred a gun that had previously traveled in interstate or foreign commerce to the CHS with the intent that it be used to commit the murder.

11. Based on the foregoing facts and circumstances, your affiant submits that there is probable cause that ZECCA did use, and cause another to use, any facility of interstate and foreign commerce, with intent that the murder of an individual be committed in violation of the laws of the State of Florida as consideration for the receipt of, and as consideration for a promise and agreement to pay, anything of pecuniary value, in violation of Title 18, United States Code, Section 1958(a).

FURTHER AFFIANT SAYETH NAUGHT.


PATRICIA THOMPSON
SPECIAL AGENT, FBI

Subscribed and sworn to before
me this 22nd day of December 2012.


HONORABLE LURANA S. SNOW
UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

No. 12-5056-SNOW

UNITED STATES OF AMERICA

vs.

DENNIS ZECCA,

Defendant.

_____ /

CRIMINAL COVER SHEET

1. Did this matter originate from a matter pending in the Northern Region of the United States Attorney's Office prior to October 14, 2003? _____ Yes X No
2. Did this matter originate from a matter pending in the Central Region of the United States Attorney's Office prior to September 1, 2007? _____ Yes X No

Respectfully submitted,

WIFREDO A. FERRER
UNITED STATES ATTORNEY

BY:

Bj Coats

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