

United States Attorney Eastern District of New York

VC:GAS:EMC F.#9305994 Devechi.lt

United States Anomey's Office 225 Cadman Place East Brooklyn, New York 11201 8 May 7, 1995

BY TELEFAX ONLY

Gerald L. Shargel, Esq. 1585 Broadway, 19th Floor New York, New York 10036

James M. LaRossa, Esq. LaRossa, Mitchell & Ross 41 Madison Avenue, 34th Floor New York, New York 10010

Alan S. Futerfas, Esq. 260 Madison Avenue, 22nd Floor New York, New York 10016

Steve Zissou, Esq. 42-40 Bell Boulevard Suite 302 Bayside, New York 11361 James Neville, Esq. 8 West 40th Street, 9th Floor New York, New York 10018

Emanuel A. Moore, Esq. 89-17 190th Street Hollis, New York 11423

Bettina Schein, Esq. 41 Madison Avenue, 34th Floor New York, New York 10010

Re: United States v. Victor M. Orena, et al. Criminal Docket No. 93-1366 (ERK)

Dear Ms. Schein and Messrs. Shargel, Lancesa, Futerfas, Zissou, Neville and Moore:

In accordance with the ruling of Judge Korman, in lieu of disclosing an affidavit that had been presented to Judge Korman <u>ex parte</u>, please be advised that the following constitutes our knowledge of the items that Special Agent R. Lindley DeVecchio may have disclosed to Gregory Scarpa, Sr. and the approximate time of the disclosure:

a. the planned 1987 arrest by DEA of Gregory Scarpa, Jr., and his crew, and that law enforcement believed that Cosmo Catanzano was a "weak link," who might cooperate with authorities if arrested;

- b. on or about February 27, 1992, that Carmine Imbriale was cooperating with law enforcement;
- c. during the Colombo Family war, information on at least one member of the Orena faction who had a hit team that was looki.g for members of the Persico faction;
- d. following the arrest of Joseph Ambrosino, that there were arrest warrants outstanding for Lawrence Mazza and James DelMasto (two of Scarpa's closest associates), but that if they stayed away from their normal "hangouts" they could avoid being arrested;
- e. in or around January 1992, that it was believed that Orena was staying at his girlfriend's house, the location of which (as then known by some in law enforcement) was also conveyed;
- f. in or around January 1992, the address of the house in which Salvatore Miciotta was residing; and
- g. in early 1992, subscriber information for telephone numbers of two of Scarpa's loanshark customers;
- h. in the mid to late 1980s, that Scarpa's social club was subject to court-ordered electronic surveillance and that he would soon be arrested on charges involving dealing with fraudulent credit cards.

Very truly yours,

ZACHARY W. CARTER UNITED STATES ATTORNEY

By:

Ellen M. Corcella

Assistant U.S. Attorney

cc: Clerk of Court (ERK)

In January 1992, certain FBI agents had incorrect information on the location of the house of Orena's girlfriend.