



# INVESTIGATIVE REPORT

Report Date: 10/08/2013 Report Time: 15:40

Incident No.  
**131008136**

Agent Krouse

On August 30th, 2013:

I was contacted by Officer Tucker with SCMPD K-9 in reference to a subject who was willing to provide CNT agents with intelligence involving narcotics activity. The cooperating defendant (reference CRN 130830076) was transported to CNT Headquarters. The cooperating defendant, hereafter referred to as "CD," stated that a black male named Fabian Notto is one of the main distributors of "Molly" (referring to either MDMA or MDPV) in the Savannah area. CD stated that Notto lives at 1903 Archer St, and drives a silver newer model Toyota Tundra. CD stated that Notto drives to Atlanta several times monthly to purchase 5-7 ounces worth of "Molly." CD stated that he / she has personally ridden to Atlanta with Fabian Notto to pick up the drugs. CD stated that Fabian Notto stores the drugs in the house at [REDACTED] CD knows this because after trips to Atlanta Notto immediately takes the drugs inside, and when CD has purchased "Molly" from Notto in the past, CD has gone to Notto's house and Notto has brought them out to him / her. CD stated that Fabian Notto also supplies his brother, Frank Notto. CD stated that Frank Notto is also a "Molly" distributor. CD stated that Fabian Notto was recently released from federal prison, and is on federal probation.

Investigation revealed that Fabian Notto was released from federal prison in February of 2013. I drove past the house at [REDACTED] and saw a silver 2008 Toyota Tundra bearing a GA tag of [REDACTED]. The vehicle was registered to Brenda Notto, with a DOB [REDACTED] 53. Through my knowledge, training, and experience, I know that drug distributors frequently utilize vehicles registered in the names of others. This tactic is used for multiple purposes: The distributor can flee from police and the vehicle is not registered to him or her, and it helps to avoid vehicle seizures. Fabian Notto was also found to have a history of arrests for cocaine possession and sales.

October 8th, 2013 at approximately 1515 hours:

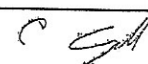
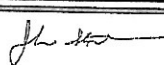
Agents Cour, Clayton and I set up for a stationary surveillance at [REDACTED]. The silver Toyota Tundra (tag [REDACTED] / GA) was parked in front on the street, facing towards Liberty Parkway. After several minutes, a heavy set black male fitting the approximate height and weight of Fabian Notto exited the house at [REDACTED] and got into the driver's seat of the suspect vehicle. The vehicle turned North on Liberty Pkwy, and we conducted a mobile surveillance on the pickup.

The vehicle took Liberty Pkwy North, and turned eastbound on W 52nd St. The vehicle turned South on Montgomery St, then West on W 54th St. Although there was ample parking in front of the business, the vehicle pulled behind the laundromat and stopped. I lost sight of the vehicle for approximately 10 seconds. When I regained sight, the vehicle was driving through the parking lot of the laundromat and indicating a northbound turn onto Montgomery St.

Since I had lost sight of the vehicle momentarily, I checked the license plate again and confirmed that it was the same vehicle. At this point I was also able to confirm by sight that it was Fabian Notto driving, and that he had picked up one black male passenger, later identified as Wesley Johnson. Due to Mr. Notto picking up Mr. Johnson away from the public's eye, I became suspicious that criminal activity was afoot. Notto could have picked Johnson up either in front of the businesses at 54th / Montgomery St, or at Madison Apartments. When I saw him parked waiting for his passenger, he was in the far back corner of the parking lot, away from an easy view from the street. At this point I requested assistance from Precinct 3 Crime Suppression Officers. Officer Castro was in an unmarked vehicle, and assisted with the surveillance.

I followed the vehicle North on Montgomery St until Officer Castro stated that he could see it and could maintain the eye. At this point I moved away and let Officer Castro continue the surveillance. Officer Castro stated over the radio that on Montgomery St at W Gwinnett St, Notto was in the turn lane but went straight, continuing North on Montgomery St. Other officers (Garcia, Fikes, Knoop) were informed of the violation. Officer Castro followed the vehicle until it turned on Oglethorpe Ave eastbound. At this point patrol officers were in the area, and effected a traffic stop on Notto.

Officers stated that they immediately smelled marijuana coming from the passenger compartment when Notto opened his window. They also noticed that both passengers were extremely nervous. Officers stated that Notto turned off the vehicle when asked, but reached to turn it back on moments later. However, he stepped outside after being asked multiple times, and having his door opened by the police officer. When Notto spread his feet out to be searched outside the vehicle, a bag of narcotics fell from his crotch area. The bag contained:

Supplemental Officer <b>AGENT CHASE COGSWELL</b>	Badge 910	Suffix	Signature 
Supplemental Approving Officer <b>SGT JOHN STEPHENS</b>	Badge 904	Suffix 01	Signature 

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- 94 white capsules containing MDPV (bath salts)
- 10 plastic bags containing 3.9 grams of MDPV (field test positive at CNT Headquarters)
- 10 plastic bags containing 8.5 grams of marijuana (field test positive at CNT Headquarters)
- 3 blue Viagra pills

Notto was handcuffed, and placed in a patrol car. While this was taking place, other officers made contact with Wesley Johnson. Mr. Johnson was also extremely nervous, and had a noticeable bulge just below his beltline, but above his genitals. Officers found a plastic bag hidden in his pants containing:

- 3 plastic bags containing 39.5 grams of marijuana (field test positive at CNT Headquarters)
- A digital scale

While searching the pickup, I found another digital scale in the glovebox.

Johnson was handcuffed, and placed in a patrol car. Both parties were transported to CNT Headquarters by patrol, and the Tundra was towed to CNT Headquarters by Sapps.

I conducted audio and video recorded interviews with Notto and Johnson. Both interviews were logged into evidence and made part of the case file. Both parties signed Constitutional Rights Forms. Johnson immediately invoked his right to counsel, and the interview was terminated. Notto agreed to speak with me.

### Fabian Notto Interview:

Notto stated that he was on the way downtown for a legitimate purpose. I asked him about the drugs found on his person, and he said that no drugs were found on him, and that the officers were lying. Notto said that he thought that the reason he was at the office was that he was not wearing his seatbelt, and that he made a wrong turn. I asked him if he was talking about at Gwinnett St, and he said yes. He continued to say that he did not have any narcotics on his person, and did not know about the scale in the glovebox.

When I asked Notto where he lived, he said that he stays with different girls around town. I asked him if he drives his pickup truck all over town, and he said yes. I asked him if anybody messes with his truck when he parks it in different places, and he said that they do not, because he has a reputation. Notto said that if anybody messed with his truck, they knew that he would pay them a visit personally. He said that he does not carry a gun, but is "good with his hands," implying that he will beat people up that cross him.

After the interview, I turned the DVD recorder off. Shortly after turning it off, Notto requested to speak to me again. He was not given a proffer, or any promise of immunity from statements made. He made all states freely and voluntarily. Notto stated that he gets 7 ounces of "Molly" at a time from Atlanta, and that he is a main "Molly" distributor. I asked him what was in the white capsules found on his person, and he said that it was "Molly," and the same as what was in the bags. Notto seemed surprised when I told him that the substance found in the bags was MDPV (bath salts), and not MDMA (ecstasy).


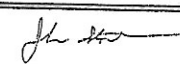
Agent Krouse brought a team to [redacted] to conduct a 4th Amendment Waiver Search of Notto's room in the residence. Notto's mother, Brenda Notto, was available to let them inside. A search of the bedroom revealed \$2400 wrapped inside clothes in a dresser drawer. This money was seized due to the fact that Notto had just left the residence with a large amount of narcotics, and it is probable that a portion of the money is proceeds from narcotics distribution.

Agents also found and seized a marijuana grinder in Notto's bedroom. This room was identified as Notto's by his mother, and had documents with his name throughout.

I informed Notto and Johnson of their charges, and both were transported to CCDC by SCMPD. Notto was charged with:

- Possession of a Controlled Substance (MDPV) with Intent to Distribute
- Possession of Marijuana with Intent to Distribute

Johnson was charged with:

Supplemental Officer <b>AGENT CHASE COGSWELL</b>	Badge 910	Suffix	Signature 
Supplemental Approving Officer <b>SGT JOHN STEPHENS</b>	Badge 904	Suffix 01	Signature 

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- Possession of Marijuana with Intent to Distribute

I spoke with Officer Frazier with Federal Probation in reference to Fabian Notto's case. I asked Officer Frazier about the Tundra, and he stated that to his knowledge, the vehicle was used by Notto's father. Notto's father passed away while Notto was in federal prison, and Notto's mother gave it to him without lien when he was released.

This vehicle has no lien attached to it. Due to the fact that it is paid off, is being used for bringing narcotics into the city from Atlanta, as well as to transport large amounts of narcotics around the city, I am filing for seizure of the 2008 Toyota Tundra. During the interview, Notto made it clear that this is his primary vehicle, and that he brings it wherever he happens to sleep each night. Notto also said that wherever he goes people do not touch the truck because they know that it is his, and he has a reputation for violence.

The cooperating defendant stated that Fabian Notto supplies his brother, Frank Notto, who also distributes "Molly." CNT Agent Clifton made a case on the same day, October 8th, 2013 (CRN 131008206) against Frank Notto involving distribution of MDPB. Everything that the CD told me during the interview on August 30th, 2013 was corroborated by either the details of my case, the details of Agent Clifton's case, or the interview with Fabian Notto.

All evidence was heat sealed, and logged into the property room. Both exhibits involving MDPB have been sent to the GBI crime lab for further testing.

Index:

Drug Evidence:

- E-1 - Clear plastic bag containing 94 capsules containing off white / pink substance
- E-2 - (3) blue pills marked VGR100 identified as Viagra 100 mg
- E-3 - (10) plastic bags containing 8.5 grams of marijuana (f/t + Marijuana)
- E-4 - (10) plastic bags containing 3.9 grams of off white / pink substance (f/t + MDPV)
- E-5 - (3) plastic bags containing 39.5 grams of marijuana (f/t + Marijuana)

Non-Drug Evidence:

- N-1 - Digiweigh digital scale (glovebox)
- N-2 - Black Fuzion digital scale (Johnson's person)
- N-3 - \$2400 in US currency (17 x \$10, 69 x \$20, 5 x \$50, 6 x \$100)
- N-4 - Marijuana grinder
- N-5 - Fabian Notto Interview
- N-6 - Wesley Johnson Interview

Supplemental Officer  
**AGENT CHASE COGSWELL**

Badge Suffix Signature  
910



Supplemental Approving Officer  
**SGT JOHN STEPHENS**

Badge Suffix Signature  
904 01

