

United States District Court
Southern District of Texas
FILED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN DIVISION

JAN 31 2012

David J. Bradley, Clerk of Court

UNITED STATES OF AMERICA

v.

Criminal No. M-12-0118

JOSE DURAN-LOERA

also known as "Nitas"

HUMBERTO GALVAN

also known as "Flaco"

JUAN ESPINOZA Antonio (2-10-12)
(CR)

ANTONIO ESPINOZA

JOSE ESPINOZA

ANGELO ROSA

YAHIR RICARDO GARCIA-MATIAS

also known as "Paraja,"

INDICTMENT

THE GRAND JURY CHARGES:

Count One

On or about July 13, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendant,

JOSE DURAN-LOERA
also known as "Nitas"

previously having been convicted in the 332nd District Court of Hidalgo County, Texas, on March 22, 2010, for the felony offense of Burglary of Habitation, in Cause number CR-865-10-F, a crime punishable by imprisonment for a term exceeding one year, did knowingly and unlawfully possess in and affecting interstate and foreign commerce a firearm, namely a Century International Arms, Model WASR 10/63, 7.62mm rifle, serial number 1969BP0188.

In violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

Count Two

From on or about July 2, 2010 to on or about July 9, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendant,

JOSE DURAN-LOERA
also known as "Nitas"

knowingly made, a false statement and representation with respect to information required to be kept in the records of Southwest Hay & Feed, Co., Pharr, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1983AH2313; and a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1984PF6383, in that the defendant **JOSE DURAN-LOERA also known as "Nitas"**, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE DURAN-LOERA also known as "Nitas"**, was the actual buyer of the firearms described above, when in truth and fact the defendant knew that those statements and representations were false and that **JOSE DURAN-LOERA also known as "Nitas"**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A).

Count Three

From on or about June 15, 2010, to on or about September 6, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendant,

JOSE DURAN-LOERA
also known as "Nitas"

knowingly made, a false statement and representation with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1969BP1257; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1970BT0512; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1982MP4214; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number AH97191989; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1971DG3693; a Century International Arms,

Model WASR 10, 7.62mm rifle, serial number 1969BP0188; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1988ACM4400; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1985SBC4598; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1978HZ3008; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1984PH3650; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1970CN1763; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1971DF4242; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1971DF4896; and a PTR 91 INC, Model PTR 91, .308 caliber rifle, serial number G10006, in that the defendant **JOSE DURAN-LOERA also known as "Nitas"**, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE DURAN-LOERA also known as "Nitas"**, was the actual buyer of the firearms described above, when in truth and fact the defendant knew that those statements and representations were false and that **JOSE DURAN-LOERA also known as "Nitas"**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A).

Count Four

On June 15, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**JOSE DURAN-LOERA
also known as "Nitas"
and
HUMBERTO GALVAN
also known as "Flaco"**

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Glick Twins, Pharr, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number SI65321988, in that the defendant **JOSE**

DURAN-LOERA, also known as “Nitas”, aided and abetted defendant **HUMBERTO GALVAN, also known as “Flaco”,** who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as “Flaco”,** was the actual buyer of the firearm described above, when in truth and fact the defendants knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as “Flaco”,** was not the actual buyer of the firearm.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Five

From on or about June 15, 2010, to on or about September 30, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as “Nitas”
and
HUMBERTO GALVAN
also known as “Flaco”

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1974DO4540; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1985ZS9165; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1976FZ4539; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1993AFA2209; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1968BF2627; a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1970CN3900; a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1971DF4970; and a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1873EN3266, in that the defendant **JOSE DURAN-LOERA, also known as “Nitas”,** aided and abetted defendant

HUMBERTO GALVAN, also known as “Flaco”, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as “Flaco”**, was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as “Flaco”**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Six

On or about June 17, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as “Nitas”
and
HUMBERTO GALVAN
also known as “Flaco”

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Danny’s Pawn & Sporting Goods, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1975FM3488; and a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1980KR0918, in that the defendant **JOSE DURAN-LOERA, also known as “Nitas”**, aided and abetted defendant **HUMBERTO GALVAN, also known as “Flaco”**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as “Flaco”**, was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as “Flaco”**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Seven

On or about June 28, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas"
and
HUMBERTO GALVAN
also known as "Flaco"

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Johnny's True Value Hardware, Harlingen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model M70AB2T, serial number AB2T-N101535, in that the defendant **JOSE DURAN-LOERA, also known as "Nitas"**, aided and abetted defendant **HUMBERTO GALVAN, also known as "Flaco"**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as "Flaco"**, was the actual buyer of the firearm described above, when in truth and fact the defendants knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco"**, was not the actual buyer of the firearm.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Eight

On or about July 1, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas"
and
HUMBERTO GALVAN
also known as "Flaco"

knowingly made, and aided and abetted the making of a false statement and representation with respect to information required to be kept in the records of Southwest Hay and Feed, Co.,

Mission, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model SP WASR 10, 7.62mm rifle, serial number 1986RE7684; and a Century International Arms, Model SP WASR 10, 7.62mm rifle, serial number 1967AD1455, in that the defendant **JOSE DURAN-LOERA, also known as "Nitas"**, aided and abetted defendant **HUMBERTO GALVAN, also known as "Flaco"**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN also known as "Flaco"**, was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco"**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Nine

On or about June 16, 2011, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas"
Antonia and
JUAN ESPINOZA

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR10, 7.62mm rifle, serial number 1981ZL4272; a Century International Arms, Model WASR10, 7.62mm rifle, serial number AH61521989; and a Century International Arms, Model WASR10, 7.62mm rifle, serial number 1974DO4467, in that the defendant **JOSE DURAN-LOERA, also known as "Nitas"**, aided and abetted defendant **JUAN ESPINOZA**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ESPINOZA**, was the actual buyer of the firearms described

above, when in truth and fact the defendants knew that those statements and representations were false and that **JUAN ESPINOZA**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Ten

From on or about June 24, 2010, to or about July 15, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas"
and
ANTONIO ESPINOSA

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1985SBK3507; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1984PH0072; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1984A33651; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1981MF8487; and a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1964EF1799, in that the defendant **JOSE DURAN-LOERA also known as "Nitas"**, aided and abetted defendant **ANTONIO ESPINOZA** who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ANTONIO ESPINOZA**, was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **ANTONIO ESPINOZA** was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Eleven

From on or about June 24, 2010 to on or about July 15, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**JOSE DURAN-LOERA
also known as "Nitas"
and
JOSE ESPINOZA**

knowingly made, and aided and abetted the making, of a false statement with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1979ZE4886; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number AH99321989; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number AG48191989; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number AP754411989; and a Century International Arms, Model WASR 10, 7.62mm rifle, serial number AP65151989, in that the defendant **JOSE DURAN-LOERA also known as "Nitas"**, aided and abetted defendant **JOSE ESPINOZA** who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ESPINOZA** was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **JOSE ESPINOZA** was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Twelve

From on or about July 15, 2010, to on or about July 19, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**JOSE DURAN-LOERA
also known as "Nitas"
and
ANGELO ROSA**

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Erick Ford Kruger, d/b/a The Armory, McAllen, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1971DG2468; a Century Arms International, Model WASR 10, 7.62mm rifle, serial number AO77891994; a Century Arms International, Model WASR 10, 7.62mm rifle, serial number 1978ZD0705; a Century Arms International, Model WASR 10, 7.62mm rifle, serial number SI68331988; a Century Arms International, Model WASR 10, 7.62mm rifle, serial number 1976GD1653; a Century Arms International, Model WASR 10, 7.62mm rifle, serial number 1978IA3129; and a Century Arms International, Model WASR 10, 7.62mm rifle, serial number 1985PO7741, in that the defendant, **JOSE DURAN-LOERA**, also known as "Nitas", aided and abetted defendant **ANGELO ROSA**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ANGELO ROSA**, was the actual buyer of the firearms described above, when in truth and fact the defendants knew that those statements and representations were false and that **ANGELO ROSA**, was not the actual buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Thirteen

On or about July 21, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas"
and
ANGELO ROSA

knowingly made, and aided and abetted the making, of a false statement and representation with respect to information required to be kept in the records of Glick Twins, Pharr, Texas, a federally licensed firearms dealer, in connection with the acquisition of a Century International Arms,

Model WASR 10, 7.62mm rifle, serial number 1963BC0670, in that the defendant, **JOSE DURAN-LOERA, also known as "Nitas"**, aided and abetted defendant **ANGELO ROSA**, who falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ANGELO ROSA**, was the actual buyer of the firearm described above, when in truth and fact the defendants knew that those statements and representations were false and that **ANGELO ROSA**, was not the actual buyer of the firearm.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Fourteen

From on or about June 15, 2010 to on or about September 30, 2010, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

JOSE DURAN-LOERA
also known as "Nitas,"
HUMBERTO GALVAN
also known as "Flaco"
and
YAHIR RICARDO GARCIA-MATIAS
also known as "Paraja,"

did knowingly and intentionally conspire and agree together with other person or persons known and unknown the Grand Jurors to knowingly make a false statement and representation with respect to information required to be kept in the records of a federally licensed firearms dealers, in connection with the acquisition of firearms as defined in Title 18 United States Code Section 921, in that co-conspirators falsely represented on the Bureau of Alcohol, Tobacco and Firearms Form 4473, that they were the actual buyer of the firearms described below, when in truth and in fact the co-conspirators, knew those statements and representations to be false.

OVERT ACTS

1. On or about June 15, 2010, defendant **HUMBERTO GALVAN, also known as "Flaco"**, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as "Flaco"**, was the actual

buyer of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number SI65321988, from Glick Twins, Pharr, Texas, a federally licensed firearms dealer, when in truth and fact defendants **HUMBERTO GALVAN, also known as "Flaco," JOSE DURAN-LOERA, also known "Nitas" and YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco,"** was not the actual buyer of the firearm.

2. Prior to making the June 15, 2010, from Glick Twins, purchase defendant **HUMBERTO GALVAN, also known as "Flaco,"** traveled with defendant **JOSE DURAN-LOERA, also known "Nitas,"** to a parking lot in Hidalgo County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** provided defendant **JOSE DURAN-LOERA, also known "Nitas,"** with money to firearms.
3. Prior to making the June 15, 2010, from Glick Twins, purchase defendant **JOSE DURAN-LOERA, also known "Nitas,"** while in Hidalgo County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** directed defendant **JOSE DURAN-LOERA, also known "Nitas,"** as to which firearms to purchase and the quantity thereof.
4. From on or about June 15, 2010, to on or about September 30, 2010, defendant **HUMBERTO GALVAN, also known as "Flaco,"** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as "Flaco,"** was the actual buyer of a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1974DO4540; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1985ZS9165; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1976FZ4539; a Century

International Arms, Model WASR 10, 7.62mm rifle, serial number 1993AFA2209; a Century International Arms, Model WASR 10, 7.62mm rifle, serial number 1968BF2627; a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1970CN3900; a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1971DF4970; and a Century international Arms, Model WASR 10, 7.62mm rifle, serial number 1873EN3266, from Erick Ford Kruger d/b/a The Armory, McAllen, Texas a federally licensed firearms dealer, when in truth and fact defendants **HUMBERTO GALVAN, also known as "Flaco," JOSE DURAN-LOERA, also known "Nitas" and YAHIR RICARDO GARCIA-MATIAS, also kown as "Paraja,"** knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco"**, was not the actual buyer of the firearm.

5. From on or about June 15, 2010, to on or about September 30, 2010, prior to making a firearm purchases from Erick Ford Kruger d/b/a The Armory, defendant **HUMBERTO GALVAN, also known as "Flaco,"** traveled with defendant **JOSE DURAN-LOERA, also known "Nitas,"** to a parking lot in Hidalgo County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** provided defendant **JOSE DURAN-LOERA, also known "Nitas,"** with money to firearms.
6. From on or about June 15, 2010, to on or about September 30, 2010, prior to making a firearm purchase from Erick Ford Kruger d/b/a The Armory, defendant **JOSE DURAN-LOERA, also known "Nitas,"** while in Hidalgo County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** directed defendant **JOSE DURAN-LOERA, also known "Nitas,"** as to which firearms to purchase and the quantity thereof.


7. On or about June 28, 2010, defendant **HUMBERTO GALVAN, also known as "Flaco"**, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as "Flaco"**, was the actual buyer of a Century International Arms, Model M70AB2T, serial number AB2T-N101535, from Johnny's True Value Hardware, Harlingen, Texas, a federally licensed firearms dealer, when in truth and fact defendants **HUMBERTO GALVAN, also known as "Flaco," JOSE DURAN-LOERA, also known "Nitas" and YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco"**, was not the actual buyer of the firearm.
8. On or about June 28, 2010, prior to making a firearm purchase from Johnny's True Value Hardware, defendant **HUMBERTO GALVAN, also known as "Flaco,"** traveled with defendant **JOSE DURAN-LOERA, also known "Nitas,"** to a parking lot in Cameron County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** provided defendant **JOSE DURAN-LOERA, also known "Nitas,"** with money to firearms.
9. On or about June 28, 2010, prior to making a firearm purchase from Johnny's True Value Hardware, defendant **JOSE DURAN-LOERA, also known "Nitas,"** while in Cameron County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** directed defendant **JOSE DURAN-LOERA, also known "Nitas,"** as to which firearms to purchase and the quantity thereof.
10. On or about July 1, 2010, defendant **HUMBERTO GALVAN, also known as "Flaco"**, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **HUMBERTO GALVAN, also known as "Flaco"**, was the actual buyer of a

Century International Arms, Model SP WASR 10, 7.62mm rifle, serial number 1986RE7684; and a Century International Arms, Model SP WASR 10, 7.62mm rifle, serial number 1967AD1455, from Southwest Hay and Feed, Mission, Texas, a federally licensed firearms dealer, when in truth and fact defendants **HUMBERTO GALVAN, also known as "Flaco," JOSE DURAN-LOERA, also known "Nitas" and YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** knew that those statements and representations were false and that **HUMBERTO GALVAN, also known as "Flaco,"** was not the actual buyer of the firearm.

11. On or about July 1, 2010, prior to making a firearm purchase from Southwest Hay and Feed, defendant **HUMBERTO GALVAN, also known as "Flaco,"** traveled with defendant **JOSE DURAN-LOERA, also known "Nitas,"** to a parking lot in Hidalgo County, Texas and met with defendant , **YAHIR RICARDO GARCIA-MATIAS also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** provided defendant **JOSE DURAN-LOERA, also known "Nitas,"** with money to firearms.
12. On or about July 1, 2010, prior to making a firearm purchase from Southwest Hay and Feed, defendant **JOSE DURAN-LOERA, also known "Nitas,"** while in Hidalgo County, Texas and met with defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** at which time defendant **YAHIR RICARDO GARCIA-MATIAS, also known as "Paraja,"** directed defendant **JOSE DURAN-LOERA, also known "Nitas,"** as to which firearms to purchase and the quantity thereof.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 371.

TRUE BILL


FOREPERSON

KENNETH MAGIDSON
UNITED STATES ATTORNEY


ASSISTANT UNITED STATES ATTORNEY