

United States District Court  
Southern District of Texas  
FILED

**UNITED STATES DISTRICT COURT**

for the  
Southern District of Texas

NOV 16 2013

Clerk of Court

United States of America )  
 )  
 v. )  
 )  
 Hector De Jesus Garcia )  
 Defendant(s) )

Case No. M-13-2028-M-03

**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 November 08, 2013 in the county of Hidalgo in the Southern District of Texas, the defendant(s) violated:

*Code Section*  
Title 22, United States Code, Section(s) 2778

*Offense Description*  
Knowingly and willfully conspired to attempt export and/or cause to be exported into the United Mexican States from the United States of America a defense article, to wit: (weapons), which were designated as defense articles on the United States Munitions List, without having first obtained from the Department of State a license for such export.

This criminal complaint is based on these facts:

SEE ATTACHMENT A

Continued on the attached sheet.

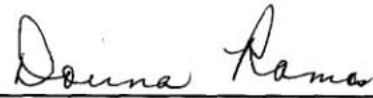
  
Complainant's Signature

David Sanchez Special Agent  
Printed name and title

Sworn to before me and signed in my presence.

11/16/2013  
Date

McAllen, Texas  
City and State

  
Judge's signature

Dorina Ramos U.S. Magistrate Judge  
Printed name and title

### **Attachment A**

On November 8, 2013, the Pharr, Texas, Police Officers conducted a traffic stop of a Chevrolet Suburban driven by Hector De Jesus DE JESUS GARCIA after officers observed De Jesus GARCIA following too closely the vehicle directly in front of him. Following the traffic stop, Pharr Police Officers requested and were granted consent to search the suburban by DE JESUS GARCIA after he acknowledged he was the owner of the suburban. The search resulted in the discovery of four (4) firearms hidden within the engine compartments and other located in the front quarter panels of the suburban. The weapons were identified as a .22 caliber rifle which appeared to be a replica of an AR-15 assault rifle, a sawed-off 12 gauge shotgun, and two (2) handguns.

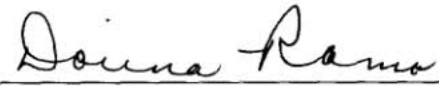
DE JESUS GARCIA was suspected of trafficking firearms from the United States to Mexico. HSI Harlingen Special Agents read DE JESUS GARCIA his Miranda Rights and interviewed him regarding his alleged involvement in the unlawful exportation of firearms from the U.S. to Mexico. DE JESUS GARCIA stated he was willing to voluntarily answer questions without the presence of an attorney. DE JESUS GARCIA stated he agreed to meet with a person DE JESUS GARCIA suspected of being an undocumented alien (UDA) and an associate of the Gulf Cartel. DE JESUS GARCIA admitted to previously selling assault rifles to the UDA and agreed to smuggle the rifles to Mexico. DE JESUS GARCIA stated the weapons discovered in his suburban were going to be purchased by the UDA and smuggled into Mexico. DE JESUS GARCIA admitted he had previously provided the UDA an AR-15 assault rifle and the rifle was discovered in a compartment of a vehicle at the Hidalgo, Texas, Port of Entry as it was being smuggled from the U.S. to Mexico. On August 30, 2013, HSI Harlingen seized the AR-15 DE JESUS GARCIA admitted to smuggling to Mexico after it was discovered in a sports utility vehicle (SUV). DE JESUS GARCIA admitted he agreed to smuggle the AR-15 with the UDA as he anticipated selling it to the Gulf Cartel for \$3500. DE JESUS GARCIA admitted to selling other assault rifles to the UDA with the sole purpose of unlawfully exporting them to Mexico.

  
Complainant's signature

David Sanchez, Special Agent  
Printed name and title

Sworn to before me and signed in my presence.

Date: November 16, 2013

  
Judge's signature

City and state: McAllen, TX

Dorina Ramos, U.S. Magistrate Judge  
Printed name and title