

2. On or about March 12, 2007, defendant RAMON MARTINEZ purchased four DSA, 5.56 caliber rifle, lower receivers from Wabash Tactical Supply. The receivers, bearing serial numbers DS101722, DS101721, DS101720 and DS101738, were shipped to South Texas Gun Service in Rio Hondo, Texas.

3. Defendant ARMANDO DUENEZ received the four DSA receivers from South Texas Gun Service on or about March 18, 2007. ARMANDO DUENEZ delivered the receivers to RAMON MARTINEZ.

4. Defendant RAMON MARTINEZ assembled receivers into complete rifles for sale.

5. Defendant ARMANDO DUENEZ delivered rifles to Oscar Pena in Brownsville, Texas, and collected money that he delivered to RAMON MARTINEZ .

6. On or about March 30, 2007, defendant RAMON MARTINEZ purchased four Bushmaster, XM15 lower receivers from Broad Mt. Enterprises bearing serial numbers, L373747, L373313, L445579 and L445570. RAMON MARTINEZ caused the receivers to be shipped to South Texas Gun Service in Rio Hondo, Texas, where they were received by ARMANDO DUENEZ.

7. On or about April 16, 2007, defendant RAMON MARTINEZ purchased six American Spirit Arms, AR-15 lower receivers bearing serial numbers, AS18164, AS18168, AS18202, AS18205, AS18156, AS18204. RAMON MARTINEZ caused the receivers to be shipped to South Texas Gun Service in Rio Hondo, Texas.

8. On or about April 20, 2007, defendant ARMANDO DUENEZ received the American Spirit Arms lower receivers from South Texas Gun Service and delivered them to RAMON MARTINEZ.

In violation of Title 18, United States Code 371, §§ 922(a)(1)(A) and 924(a)(1)(D).

COUNT TWO

From on or about February 1, 2007, until on or about May 1, 2007, in the Southern District of Texas, defendants

RAMON MARTINEZ
and
ARMANDO DUENEZ

willfully engaged in the business of dealing in firearms without a license.

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

COUNT THREE

On or about the March 18, 2007, in the Southern District of Texas, defendants

RAMON MARTINEZ
and
ARMANDO DUENEZ

in connection with the acquisition of a firearm, one DSA, 5.56 caliber, receiver, serial number DS101722, from South Texas Gun Service, a licensed dealer, knowingly made a false and fictitious written statement to South Texas Gun Service, which statement was likely to deceive South Texas Gun Service, as to a fact material to the lawfulness of such sale of the said firearm to the defendants under chapter 44 of Title 18, in that ARMANDO DUENEZ represented that said firearm was purchased for performance of his official duties as a law enforcement officer and was not being acquired for purpose of transfer or resale when, in fact, as the defendants then well knew, the firearm was purchased for resale and not intended for the performance of the official duties of a law enforcement officer.

