

United States District Court  
Southern District of Texas  
**FILED**

AO 91 (Rev. 08/09) Criminal Complaint

**UNITED STATES DISTRICT COURT**

**MAR 11 2013**

for the

**Southern District of Texas**

**David J. Bradford, Clerk of Court**

United States of America )  
v. )  
Aurelio Perez-Aleman )  
DOB: 1976 )  
US Citizen )  
\_\_\_\_\_  
*Defendant(s)*

Case No. *M-13-0426-M*

**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 09/07/2012 in the county of Hidalgo in the  
Southern District of Texas, the defendant(s) violated:

*Code Section*

*Offense Description*


18 USC 922(g)(1)

possession of a firearm by an individual having been convicted  
of a felony

This criminal complaint is based on these facts:

See Attachment A

Continued on the attached sheet.

*approved for filing*  
  
**AUSA**

  
*Complainant's signature*

**Kevin D. Brown - ATF Special Agent**  
*Printed name and title*

Sworn to before me and signed in my presence.

Date: 03/11/2013

  
*Judge's signature*

City and state: McAllen, Texas

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

ATTACHMENT A

I, Special Agent Kevin D. Brown, affiant, do hereby depose and state the following:

I am a Special Agent of the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). I have been a law enforcement officer since April 2009.

1. My duties include the investigation of violations of the Federal firearms laws. I know it to be unlawful for any person who has been convicted of a crime punishable by more than one year in prison to possess a firearm.
2. On September 7, 2012, a US Border Patrol Agent from the Rio Grande City, Texas Border Patrol Station contacted your affiant in reference to Aurelio Perez-Aleman. Your affiant and another ATF SA responded to the Rio Grande City Border Patrol Station. Upon arrival, Border Patrol Agents stated that Perez-Aleman was arrested for possessing a firearm. Border Patrol Agents also stated that Perez-Aleman was previously convicted of multiple felonies.
3. A review of a computerized criminal history for Perez-Aleman indicated that he had been previously convicted of three separate felonies. On September 16, 1994, Perez-Aleman was convicted of Possession of Marijuana (felony) in Starr County, Texas. On May 6, 1996, Perez-Aleman was convicted of Robbery (felony) in Starr County, Texas. On March 19, 2007, Perez-Aleman was convicted of Possession of Marijuana (felony) in Starr County, Texas.
4. Also on September 7, 2012, your affiant and another ATF SA interviewed Perez-Aleman at the Rio Grande City Border Patrol Station. Perez-Aleman read and signed an ATF Advisement of Rights and Waiver form, and waived his right to an attorney prior to the interview.

---

---

ATTACHMENT A

5. Perez-Aleman told ATF SAs that he had been paid \$200 to deliver a firearm to an unknown individual. Perez-Aleman stated that he was instructed to pick up an AK-47 type rifle from a residence in Roma, Texas. Perez-Aleman stated that he was also instructed to take the firearm to a remote location near the Rio Grande River in Roma, Texas. Perez-Aleman stated that he was waiting for an unknown individual to illegally cross from Mexico into the United States to pick up the firearm when he (Perez-Aleman) was approached by Border Patrol Agents. Perez-Aleman stated that the firearm was supposed to be taken through the Rio Grande River into Mexico by the unknown individual.

6. Perez-Aleman stated that he consented to a search of his vehicle by the Border Patrol Agent. Perez-Aleman stated that the Border Patrol Agent found the AK-47 under the hood of the vehicle he was driving. The rifle found is further described as a ROMARM/CUGIR, Model WASR-10, 7.62x39 caliber rifle, SN: 1-68477-04.

7. Perez-Aleman told your affiant that he had been previously convicted of three separate felony offenses. Perez-Aleman told your affiant that he knew that he could not legally possess a firearm, and that he had personally placed the firearm under the hood of the vehicle he was driving.



---

Kevin D. Brown - ATF Special Agent

Sworn to before me and subscribed in my presence,

---

U.S. Magistrate Judge Dorina Ramos

03/11/2013

---

Date