



information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, Danny's Pawn & Sporting Goods, McAllen, Texas and Riverview True Value Hardware, Roma, Texas, federally licensed firearms dealers, in that the defendants **JOSE ALBERTO RIOS, JOSEFINA GUZMAN** and **SIBONEY HINOJOSA NAVARRO** recruited individuals to act as purchasers and defendants **JUAN ANTONIO AVALOS, DAISY YESENIA SANTOS, SIBONEY HINOJOSA NAVARRO, ELIUD SAENZ, JOSE ALBERTO TREVINO, JENIFFER LOPEZ, ROXANA PEREZ** and **JOSE ANGEL CELEDON** falsely represented on the Bureau of Alcohol, Tobacco and Firearms Form 4473, that defendants **JUAN ANTONIO AVALOS, DAISY YESENIA SANTOS, SIBONEY HINOJOSA NAVARRO, ELIUD SAENZ, JOSE ALBERTO TREVINO, JENIFFER LOPEZ, ROXANA PEREZ** and **JOSE ANGEL CELEDON** were the actual purchasers of various firearms, when in truth and fact the defendants knew the statements and representations to be false and that the Unindicted Co-conspirator was the actual purchaser.

#### OVERT ACTS

1. On or about December 23, 2008, defendant **JOSE ALBERTO RIOS** recruited defendant **ROXANA PEREZ** to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
2. On or about December 23, 2008, defendant **JOSE ALBERTO RIOS** accompanied defendant **ROXANA PEREZ** to Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer where defendant **ROXANA PEREZ** completed a Bureau of Alcohol, Tobacco, and Firearms Form 4473 for the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol,

serial number 0170EZS; a Colt, Model Government- Talo,.38 super caliber semi-automatic pistol, serial number 0052EZS; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0126EZS; a Colt, Model Government-Talo, .38 supercaliber semi-automatic pistol, serial number 0166DOD; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386179853. Defendants **ROXANA PEREZ** and **JOSE ALBERTO RIOS** knew that defendant **ROXANA PEREZ** was not the actual purchasers of the firearms and that they knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

3. On or about December 27, 2008, defendant **DAISY YESENIA SANTOS** was recruited to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
4. On or about December 27, 2008, defendant **DAISY YESENIA SANTOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, 9mm semi-automatic pistol, serial number 38314655; a High Standard, Model 1911, .38 super caliber semi-automatic pistol, serial number HS1118152; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176901; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER489755; and a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2821806, falsely

represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **DAISY YESENIA SANTOS** was the actual buyer of the firearms described above, when in truth and fact defendant **DAISY YESENIA SANTOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

5. On or about February 2, 2009, defendant **DAISY YESENIA SANTOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Talo-Government, .38 super caliber semi-automatic pistol, serial number 38SS04043; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number ELCEN5149; and a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0047EZS, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **DAISY YESENIA SANTOS** was the actual buyer of the firearms described above, when in truth and fact defendant **DAISY YESENIA SANTOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.
6. On or about December 29, 2008, defendant **JENIFFER LOPEZ** was recruited to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
7. On or about December 29, 2008, defendant **JENIFFER LOPEZ** knowingly made, and aided and abetted and willfully caused to be made a false statement and

representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2824122; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386178016; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56453Z; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56455Z; and a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202653, in that defendant **JENIFFER LOPEZ** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JENIFFER LOPEZ** was the actual buyer of the firearms described above, when in truth and fact defendant **JENIFFER LOPEZ** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

8. On or about January 8, 2009, defendant **JUAN ANTONIO AVALOS** was recruited to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
9. On or about January 8, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model M4, .223 caliber semi-automatic rifle, serial number LE037863; and a Les Baer Custom, Model Prim II, .38 super caliber semi-automatic pistol, serial number LB23300; a Colt, Model Government, .38

super caliber semi-automatic pistol, serial number 38SS04067; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56548Z; and a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56469Z, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

10. On or about January 29, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and aided and abetted and willfully caused to be made 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 the following: a Sig Sauer, Model P556, 5.56 caliber semi-automatic pistol, serial number TP000343; a Bushmaster, Model M4A3, .223 caliber semi-automatic rifle, serial number BFI607274; and a Bushmaster, Model XM-15, .223 caliber semi-automatic rifle, serial number L500001, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

11. On or about February 20, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number ELCEN5713; a Browning, Model Hi Power, 9mm semi-automatic pistol, serial number 511MV50757; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386183262, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.
12. On or about February 21, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P69591Z; a Rock Island, Model 1911, .38 super caliber semi-automatic pistol, serial number RIA1115843; and a Century Model GP WASR, 7.62x39mm semi-automatic rifle, serial number 1985S-BK1320, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual

buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

13. On or about April 4, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Riverview True Value Hardware, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model 02091, .38 super caliber semi-automatic pistol, serial number 38SS03304; and a Colt, Model 02991, .38 super caliber semi-automatic pistol, serial number 2814705, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.
14. On or about April 23, 2009, defendant **JUAN ANTONIO AVALOS** knowingly made, and willfully caused to be made 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 the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2821527; and a Olympic Arms, Model MFR, .223 caliber semi-automatic rifle, serial number WZ0085, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and



Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

15. On or about January 9, 2009, defendant **JOSE ALBERTO TREVINO** was recruited to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
16. On or about January 9, 2009, defendant **JOSE ALBERTO TREVINO** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202431; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176944; and a Taurus, Model PT58HC Plus, .380 caliber semi-automatic pistol, serial number KAT70883; a Magnum Research, Model Desert Eagle, .40 S&W caliber semi-automatic pistol, serial number 38314959; and a Thompson, Model 1927, .45 caliber semi-automatic pistol, serial number KJ1334, in that defendant **JOSE ALBERTO TREVINO** to falsely represent on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ALBERTO TREVINO** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ALBERTO TREVINO** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

17. On or about January 29, 2009, defendant **JOSE ALBERT TREVINO** knowingly made, and willfully caused to be made 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 the following: a Colt, Model El General, .38 super caliber semi-automatic pistol, serial number ELG087; and a Colt, Model Emiliano, .38 super caliber semi-automatic pistol, serial number E2P0104 , in that defendant **JOSE ALBERT TREVINO** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ALBERT TREVINO** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ALBERT TREVINO** knew that those statements and representations were false and that The Unindicted Co-conspirator was the actual buyer of the firearms.
18. On or about January 13, 2009, defendant **JOSE ALBERTO RIOS** attempted to recruit defendant **JOSEFINA GUZMAN** to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
19. On or about January 13, 2009, defendant **JOSEFINA GUZMAN**, who was unable to purchase firearms, was than asked by defendant **JOSE ALBERTO RIOS** if she could recruit others who could purchase firearms. Defendant **JOSEFINA GUZMAN** then recruited defendant **SIBONEY HINOJOSA NAVARRO** to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.

20. On or about January 13, 2009, defendant **SIBONEY HINOJOSA NAVARRO** then, acting for defendants **JOSE ALBERTO RIOS** and **JOSEFINA GUZMAN**, recruited defendant **ELUID SAENZ** to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
21. On or about January 13, 2009, defendant **SIBONEY HINOJOSA NAVARRO**, knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2824139; a Magnum Research, Model Desert Eagle, .40 S&W caliber semi-automatic rifle, serial number 38307280; a Century, Model Cetme, .308 caliber semi-automatic rifle, serial number C57314; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176946, in that defendant **SIBONEY HINOJOSA NAVARRO** falsely represent on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **SIBONEY HINOJOSA NAVARRO** was the actual buyer of the firearms described above, when in truth and fact defendant **SIBONEY HINOJOSA NAVARRO** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.
22. On or about January 13, 2009, defendant **ELIUD SAENZ**, knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of

Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: an EAA Zastava, Model M93, .50 BMG caliber bolt action rifle, serial number ZA5007010 and a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202679 in that defendant **ELIUD SAENZ** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ELIUD SAENZ** was the actual buyer of the firearms described above, when in truth and fact defendant **ELIUD SAENZ** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

23. On or about January 20, 2009, defendant **JOSE ANGEL CELEDON** was recruited to complete Bureau of Alcohol, Tobacco, and Firearms Form 4473 and purchase firearms for the Unindicted Co-conspirator in exchange for monetary payments.
24. On or about January 20, 2009, defendant **JOSE ANGEL CELEDON** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER508797; a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2822600; a Magnum Research, Model Desert Eagle, 9mm semi-automatic pistol, serial number 38314660; a Bushmaster, Model XM15-E2S, .223 caliber semi-automatic rifle, serial number L497582; and a Colt, Model AR15, 9 mm semi-automatic rifle, serial number LTA008669, in that defendant **JOSE ANGEL CELDON** falsely represented on the Bureau of Alcohol, Tobacco,

and Firearms Form 4473, that defendant **JOSE ANGEL CELEDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELEDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

25. On or about February 10, 2009, defendant **JOSE ANGEL CELEDON** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas , a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04094; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04005; and a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04073, in that defendant **JOSE ANGEL CELEDON** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ANGEL CELEDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELEDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.
26. On or about February 13, 2009, defendant **JOSE ANGEL CELEDON** knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, .50 AE

caliber semi-automatic pistol, serial number 38202668; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER507396; and a Lusa, Model Lusa, 9mm semi-automatic rifle serial number SA00628, in that defendant **JOSE ANGEL CELDON** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ANGEL CELDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Two**

On or about December 23, 2008, in the Southern District of Texas and within the jurisdiction of the Court, defendants

**ROXANA PEREZ  
and  
JOSE ALBERTO RIOS**

knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0170EZS; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0052EZS; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0126EZS; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0166DOD; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number

386179853, in that defendant **JOSE ALBERTO RIOS** recruited defendant **ROXANA PEREZ** to falsely represent on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ROXANA PEREZ** was the actual buyer of the firearms described above, when in truth and fact defendant **ROXANA PEREZ** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Three**

On or about December 27, 2008, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**DAISY YESENIA SANTOS**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, 9mm semi-automatic pistol, serial number 38314655; a High Standard, Model 1911, .38 super caliber semi-automatic pistol, serial number HS1118152; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176901; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER489755; and a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2821806, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **DAISY YESENIA SANTOS** was the actual buyer of the firearms described above, when in truth and fact defendant **DAISY YESENIA SANTOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Four**

On or about December 29, 2008, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JENIFFER LOPEZ**

knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2824122; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386178016; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56453Z; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56455Z; and a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202653, in that defendant **JENIFFER LOPEZ** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JENIFFER LOPEZ** was the actual buyer of the firearms described above, when in truth and fact defendant **JENIFFER LOPEZ** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Five**

On or about January 8, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS**



knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model M4, .223 caliber semi-automatic rifle, serial number LE037863; and a Les Baer Custom, Model <sup>sm</sup> Premier 6/15/10 Prim II, .38 super caliber semi-automatic pistol, serial number LB23300; a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 38SS04067; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56548Z; and a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P56469Z, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Six**

On or about January 9, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JOSE ALBERTO TREVINO**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202431; a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176944; and a Taurus, Model PT58HC Plus, .380 caliber semi-automatic pistol, serial number KAT70883; a

Magnum Research, Model Desert Eagle, .40 S&W caliber semi-automatic pistol, serial number 38314959; and a Thompson, Model 1927, .45 ACP caliber semi-automatic pistol, serial number KJ1334, in that defendant **JOSE ALBERTO TREVINO** ~~to~~ <sup>ed (4/19/10 f.z.)</sup> falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ALBERTO TREVINO** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ALBERTO TREVINO** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Seven**

On or about January 13, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendants

**JOSE ALBERTO RIOS,  
JOSEPHINA GUZMAN,  
and  
SIBONEY HINOJOSA NAVARRO,**

knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2824139; a Magnum Research, Model Desert Eagle, .40 S&W caliber semi-automatic pistol, serial number 38307280; a Century, Model Cetme, .308 caliber semi-automatic rifle, serial number C57314; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386176946, in that defendant **JOSE ALBERTO RIOS** recruited defendant **JOSEPHINA GUZMAN** to recruit straw purchasers, defendant **JOSEPHINA GUZMAN** in turn recruited

defendant **SIBONEY HINOJOSA NAVARRO** to purchase the firearms described above and defendants **JOSE ALBERTO RIOS** and **JOSEPHINA GUZMAN** directed defendant **SIBONEY HINOJOSA NAVARRO** to falsely represent on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **SIBONEY HINOJOSA NAVARRO** was the actual buyer of the firearms described above, when in truth and fact defendant **SIBONEY HINOJOSA NAVARRO** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Eight**

On or about January 13, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendants

**JOSE ALBERTO RIOS,  
JOSEPHINA GUZMAN,  
SIBONEY HINOJOSA NAVARRO  
and  
ELIUD SAENZ,**

knowingly made, and aided and abetted and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: an EAA Zastava, Model M93, .50 BMG caliber bolt action rifle, serial number ZA5007010 and a Magnum Research, Model Desert Eagle, .50 AE caliber semi-automatic pistol, serial number 38202679 in that defendant **JOSE ALBERTO RIOS** recruited defendant **JOSEPHINA GUZMAN** to recruit straw purchasers, defendant **JOSEPHINA GUZMAN** in turn recruited defendant **SIBONEY HINOJOSA NAVARRO** who in turn recruited defendant **ELIUD SAENZ** to purchase the firearms described above and defendants **JOSE ALBERTO RIOS** and

**JOSEPHINA GUZMAN** directed defendant **ELIUD SAENZ** to falsely represent on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **ELIUD SAENZ** was the actual buyer of the firearms described above, when in truth and fact defendant **ELIUD SAENZ** knew that those statements and representations were false and that the Unindicted Co-conspirator was 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 January 20, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JOSE ANGEL CELEDON**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER508797; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 2822600; a Magnum Research, Model Desert Eagle, 9mm semi-automatic pistol, serial number 38314660; a Bushmaster, Model XM15-E2S, .223 caliber semi-automatic rifle, serial number L497582; and a Colt, Model AR15, 9 mm semi-automatic rifle, serial number LTA008669, in that defendant **JOSE ANGEL CELEDON** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ANGEL CELEDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELEDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Ten**

On or about January 29, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS,**

knowingly made, and aided and abetted and willfully caused to be made 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 the following: a Sig Sauer, Model P556, 5.56 caliber semi-automatic pistol, serial number TP000343; a Bushmaster, Model M4A3, .223 caliber semi-automatic rifle, serial number BFI607274; and a Bushmaster, Model XM-15, .223 caliber semi-automatic rifle, serial number L500001, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Eleven**

On or about January 29, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JOSE ALBERT TREVINO**

knowingly made, and willfully caused to be made 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 the following: a Colt, Model El General, .38 super caliber semi-automatic pistol, serial number ELG087; and a Colt, Model Emiliano, .38 super caliber semi-automatic pistol, serial number E2P0104 , in that defendant **JOSE ALBERT TREVINO** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ALBERT TREVINO** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ALBERT TREVINO** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Twelve**

On or about February 2, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**DAISY YESENIA SANTOS**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04043; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number ELCEN5149; and a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 0047EZS, falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **DAISY YESENIA SANTOS** was the actual buyer of the firearms described above, when in truth and fact defendant **DAISY YESENIA SANTOS** knew that those statements and

representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Thirteen**

On or about February 10, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JOSE ANGEL CELEDON**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas , a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04094; a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04005; and a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number 38SS04073, in that defendant **JOSE ANGEL CELEDON** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ANGEL CELEDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELEDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Fourteen**

On or about February 13, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JOSE ANGEL CELEDON**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Magnum Research, Model Desert Eagle, .50AE caliber semi-automatic pistol, serial number 38202668; a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number BER507396; and a Lusa, Model Lusa, 9mm semi-automatic rifle, serial number SA00628, in that defendant **JOSE ANGEL CELDON** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JOSE ANGEL CELDON** was the actual buyer of the firearms described above, when in truth and fact defendant **JOSE ANGEL CELDON** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Fifteen**

On or about February 20, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model Government-Talo, .38 super caliber semi-automatic pistol, serial number ELCEN5713; a Browning, Model Hi Power, 9mm semi-automatic pistol, serial number 511MV50757; and a FN Herstal, Model Five-Seven, 5.7x28mm semi-automatic pistol, serial number 386183262, in that defendant **JUAN**



**ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Sixteen**

On or about February 21, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Gladiator Guns and Ammo, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Beretta, Model 92FS, 9mm semi-automatic pistol, serial number P69591Z; a Rock Island, Model 1911, .38 super caliber semi-automatic pistol, serial number RIA1115843; and a Century Model GP WASR, 7.62x39mm semi-automatic rifle, serial number 1985S-BK1320, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Seventeen**

On or about April 4, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS**

knowingly made, and willfully caused to be made a false statement and representation with respect to information required to be kept in the records of Riverview True Value Hardware, Roma, Texas, a federally licensed firearms dealer, in connection with the acquisition of the following: a Colt, Model 02091, .38 super caliber semi-automatic pistol, serial number 38SS03304; and a Colt, Model 02991, .38 super caliber semi-automatic pistol, serial number 2814705, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

**Count Eighteen**

On or about April 23, 2009, in the Southern District of Texas and within the jurisdiction of the Court, defendant

**JUAN ANTONIO AVALOS**

knowingly made, and willfully caused to be made 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 the following: a Colt, Model Government, .38 super caliber semi-automatic pistol, serial number 2821527; and a Olympic Arms, Model MFR, .223 caliber semi-automatic rifle, serial number W20085, in that defendant **JUAN ANTONIO AVALOS** falsely represented on the Bureau of Alcohol, Tobacco, and Firearms Form 4473, that defendant **JUAN ANTONIO AVALOS** was the actual buyer of the firearms described above, when in truth and fact defendant **JUAN ANTONIO AVALOS** knew that those statements and representations were false and that the Unindicted Co-conspirator was the actual buyer of the firearms.

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

A TRUE BILL

  
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FOREPERSON

TIM JOHNSON  
UNITED STATES ATTORNEY

  
ASSISTANT UNITED STATES ATTORNEY