

United States District Court
Southern District of Texas
FILED

MAR 22 2011

David J. Bradley, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN DIVISION**

UNITED STATES OF AMERICA

v.

**EDGAR DANIEL ZAPATA
FRANCISCO IVAN ZAPATA
ARTURO ZAPATA-ORTIZ
JOSE LEONSO PECINA
ALMA SAN JUANA PECINA
RENE ALBERTO LOERA
SANTOS ISIDRO DE LA PAZ
JOSE RAFAEL CHAVIRA
JOSE FRANCISCO PADILLA
JOSE GUADALUPE REYES-MARTINEZ
JOSE DAVID ARTURO REYES-LOPEZ**

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Criminal No.

M-11-396

INDICTMENT

THE GRAND JURY CHARGES:

Count One

On or about February 23, 2011, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**EDGAR DANIEL ZAPATA
FRANCISCO IVAN ZAPATA
ARTURO ZAPATA-ORTIZ
JOSE LEONSO PECINA
ALMA SAN JUANA PECINA
RENE ALBERTO LOERA
SANTOS ISIDRO DE LA PAZ
JOSE RAFAEL CHAVIRA
and
JOSE FRANCISCO PADILLA**

did knowingly and intentionally conspire and agree together and with other person or persons known and unknown to the Grand Jurors, to knowingly and intentionally possess with intent to distribute

controlled substances. The controlled substances involved were 1,000 kilograms or more of a mixture or substance containing a detectable amount of marijuana, a Schedule I controlled substance and more than 5 kilograms of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(A) and Title 18, United States Code, Section 2.

Count Two

On or about February 23, 2011, in the Southern District of Texas, and within the jurisdiction of the Court, defendants,

**EDGAR DANIEL ZAPATA
FRANCISCO IVAN ZAPATA
ARTURO ZAPATA-ORTIZ
JOSE LEONSO PECINA
ALMA SAN JUANA PECINA
RENE ALBERTO LOERA
SANTOS ISIDRO DE LA PAZ
and
JOSE RAFAEL CHAVIRA**

did knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 1,000 kilograms or more, that is, approximately 3,267 kilograms of a mixture or substance containing a detectable amount of marijuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), and Title 18, United States Code, Section 2.

Count Three

On or about February 23, 2011, in the Southern District of Texas, and within the jurisdiction of the Court, defendants,

**EDGAR DANIEL ZAPATA
FRANCISCO IVAN ZAPATA
RENE ALBERTO LOERA
SANTOS ISIDRO DE LA PAZ
JOSE RAFAEL CHAVIRA
and
JOSE FRANCISCO PADILLA**

did knowingly and intentionally possess with intent to distribute a controlled substance. The controlled substance involved was 5 kilograms or more, that is, approximately 66 kilograms of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A), and Title 18, United States Code, Section 2.

Count Four

On or about February 23, 2011, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**EDGAR DANIEL ZAPATA
SANTOS ISIDRO DE LA PAZ
JOSE GUADALUPE REYES-MARTINEZ
and
JOSE DAVID ARTURO REYES-LOPEZ**

did intentionally and knowingly conspire and agree together and with other person or persons known and unknown to the Grand Jurors, to knowingly and willfully export and attempt to export into the United Mexican States from the United States of America a defense article, that is, to wit: approximately one thousand eight hundred and two (1,802) rounds of 7.62x51mm caliber ammunition, 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 or written authorization for such export.

In violation of Title 22, United States Code, Sections 2778(b)(2) and 2778(c), and Title 22, Code of Federal Regulations, Sections 121.1, 123.1, 127.1, and 127.3.

Count Five

On or about February 23, 2011, in the Southern District of Texas and within the jurisdiction of the Court, defendants,

**EDGAR DANIEL ZAPATA,
SANTOS ISIDRO DE LA PAZ,
JOSE GUADALUPE REYES-MARTINEZ,
and
JOSE DAVID ARTURO REYES-LOPEZ,**

did knowingly and willfully export, cause to be exported, attempt to export and attempt to cause to be exported into the United Mexican States from the United States of America defense articles, that is, to wit: one thousand eight hundred and two (1,802) rounds of 7.62x51mm caliber ammunition, which are designated as defense articles on the United States Munitions List, without having first obtained from the Department of State a license for such export or written authorization for such export.

In violation of Title 22, United States Code, Sections 2778(b)(2) and 2778(c), and Title 22, Code of Federal Regulations, Sections 121.1, 123.1, 127.1, and 127.3.

Count Six

On or about February 23, 2011, in the Southern District of Texas and within the jurisdiction of the Court, defendant

JOSE DAVID ARTURO REYES-LOPEZ

then being an alien having been admitted under a non-immigrant visa, did knowingly and unlawfully possess in and affecting interstate and foreign commerce ammunition, namely, one thousand eight hundred and two (1,802) rounds of 7.62x51mm caliber ammunition.

In violation of Title 18, United States Code, Sections 922(g)(5)(B) and 924(a)(2).

A TRUE BILL

U.S.D.

FOREPERSON

JOSE ANGEL MORENO
UNITED STATES ATTORNEY

Kimberly Ann Leo

ASSISTANT UNITED STATES ATTORNEY