

Presented to the Court by the foreman of the Grand Jury in open Court, in the presence of the Grand Jury and FILED in the U.S. DISTRICT COURT at Seattle, Washington.

The Honorable Robert S. Lasnik

APRIL 24 2012
 WILLIAM M. MCCOOL, Clerk
 By [Signature] Deputy

UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF WASHINGTON
 AT SEATTLE

THE UNITED STATES OF AMERICA,

Plaintiff,

v.

No. CR12-0062RSL

**FIRST SUPERSEDING
 INDICTMENT**

1. VICTOR BERRELLEZA-LEAL,
a/k/a "Don Victor,"
2. CRISTIAN BERRELLEZA-VERDUZCO,
a/k/a "Pampas," "Pampanillas," "Pedro,"
3. VICTOR BERRELLEZA-VERDUZCO,
a/k/a "Vainilla,"
4. JUAN MAGANA-GUZMAN,
a/k/a "Tapanka,"
5. PASCUAL VALENZUELA,
6. JOSE RODLOFO GARCIA BERRELLEZA,
a/k/a. "Rodo,"
7. JOHN DOE I, a/k/a "MULA,"
8. JULIO FRAGA-PEREZ,
9. IVAN BERRELLEZA-VERDUZCO,
10. ENRIQUE MAGANA-GUZMAN,
a/k/a "Kikarine," "Kiki,"
11. JOSUE BARBA-ARRIAGA,
a/k/a "Charro,"
12. JAVIER AREOLA-MARTINEZ,
13. MICALIA VALENZUELA,
a/k/a "Macalia Valenzuela,"
14. RIGOBERTO BERRELLEZA-COTA,
a/k/a "Rigo,"
15. JOSE CASILLAS,
a/k/a "Jose Herrera," a/k/a "Jose Lopez,"
16. ALMA BERENICE CASILLAS-GARCIA,
17. JOSE ANTONIO-CRUZ,
a/k/a "Oaxaco,"
18. YOAN CAMPOS BORJORQUEZ,
a/k/a "Tamalito,"
19. RAUL ANCHONDO,

1 a/k/a "Pecce,"
 20. GENEVA DAWSON,
 2 21. KENNETH HAWLEY,
 22. JOSE MACIAS PERES,
 3 a/k/a "Gordo,"
 23. CARLOS SANTA CRUZ,
 4 a/k/a "Charlie,"
 24. CARLOS ALBERTO ACOSTA-MARTINEZ,
 5 a/k/a "Junior," a/k/a "Jonathan Able-Rivas,"
 25. JEREMY McCROREY,
 6 26. JUSTIN McCROREY,
 27. CHRISTOPHER FRICK,
 7 28. RICHARD ANTHONY ORTIZ,
 29. MARIA DELCARMEN MAGANA,
 8 30. ROLANDO ROY VELIZ,
 31. JUAN ELIZONDO MARTINEZ,
 9 a/k/a "Moma," a/k/a "Martin Gonzalez Perez,"
 32. GEORGE ELLIOTT CHAVIS,
 10 33. NOE MAGELLON-MIRANDA,
 a/k/a "Cascaras,"
 11 34. JUAN CARLOS LUGO-ACOSTA,
 a/k/a "Jose Alonso Holguin-Carabayo,"
 12 a/k/a "Alonso,"

13 Defendants.

14 **COUNT 1**

15 **(Conspiracy to Distribute Controlled Substances)**

16 Beginning at a time unknown, but within the last five years, and continuing until
 17 on or about March 29, 2012, in the Western District of Washington, and elsewhere,
 18 VICTOR BERRELLEZA-LEAL, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
 19 BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, PASCUAL
 20 VALENZUELA, JOSE RODLOFO GARCIA BERRELLEZA, JOHN DOE I, a/k/a
 21 "MULA," true identity unknown, JULIO FRAGA-PEREZ, IVAN BERRELLEZA-
 22 VERDUZCO, ENRIQUE MAGANA-GUZMAN, JOSUE BARBA-ARRIAGA, JAVIER
 23 AREOLA-MARTINEZ, MICALIA VALENZUELA, RIGOBERTO BERRELLEZA-
 24 COTA, JOSE CASILLAS, ALMA BERNICE CASILLAS-GARCIA, YOAN CAMPOS
 25 BORJORQUEZ, RAUL ANCHONDO, GENEVA DAWSON, KENNETH HAWLEY,
 26 JOSE MACIAS PERES, CARLOS SANTA CRUZ, CARLOS ALBERTO
 27 ACOSTA-MARTINEZ, JEREMY McCROREY, JUSTIN McCROREY,
 28

1 CHRISTOPHER FRICK, RICHARD ANTHONY ORTIZ, ROLANDO ROY VELIZ,
 2 JUAN ELIZONDO MARTINEZ, GEORGE ELIOTT CHAVIS, NOE MAGELLON-
 3 MIRANDA, JUAN CARLOS LUGO-ACOSTA, MARIA DELCARMEN MAGANA,
 4 and others known and unknown, knowingly and intentionally did conspire to distribute
 5 substances controlled under United States Code, Section 812, including
 6 methamphetamine and heroin.

7 The Grand Jury further alleges that the above offense involved one kilogram or
 8 more of a mixture or substance containing heroin.

9 The Grand Jury further alleges that the offense involved 50 grams or more of
 10 actual methamphetamine, and 500 grams or more of a mixture or substance containing a
 11 detectable amount of methamphetamine.

12 All in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A),
 13 and 846.

14 COUNT 2

15 **(Conspiracy to Engage in Money Laundering)**

16 Beginning at a date unknown, but within the last five years, and continuing until
 17 on or about March 29, 2012, in the Western District of Washington, and elsewhere,
 18 VICTOR BERRELLEZA-LEAL, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
 19 BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, PASCUAL
 20 VALENZUELA, JOSE RODLOFO GARCIA BERRELLEZA, JULIO FRAGA-PEREZ,
 21 JOSE ANTONIO CRUZ, MARIA DELCARMEN MAGANA, JUAN ELIZONDO
 22 MARTINEZ, and others known and unknown, unlawfully and knowingly combined,
 23 conspired, confederated and agreed together and with each other to commit certain money
 24 laundering offenses under Title 18, United States Code, Sections 1956 and 1957, as
 25 follows:

26 **(1956(a)(1))**

27 (1) Did conduct and attempt to conduct financial transactions, that is:
 28 transactions involving the movement of funds by wire and other means affecting

1 interstate and foreign commerce, and transactions involving the use of a financial
 2 institution which is engaged in and affects interstate and foreign commerce, which in fact
 3 involved the proceeds of specified unlawful activity, that is, conspiracy to distribute
 4 controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1),
 5 841(b)(1)(A), and 846, knowing that the property involved in the financial transactions
 6 represents the proceeds of some form of unlawful activity –

7 (A) with the intent to promote the carrying on of the specified unlawful
 8 activity, in violation of Title 18, United States Code, Section 1956(a)(1)(A)(i); and

9 (B) knowing that the transactions are designed in whole or in part –

10 (i) to conceal and disguise the nature, the location, the source,
 11 the ownership, and the control of the proceeds of the specified unlawful activity, in
 12 violation of Title 18, United States Code, Section 1956(a)(1)(B)(i); and

13 (ii) to avoid a transaction reporting requirement under State and
 14 Federal law, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(ii); and

15 **(1956(a)(2))**

16 (2) Did transport, transmit, and transfer, and attempt to transport, transmit, and
 17 transfer a monetary instrument and funds from a place in the United States to and through
 18 a place outside the United States –

19 (A) with the intent to promote the carrying on of specified unlawful
 20 activity, that is, conspiracy to distribute controlled substances, in violation of Title 21,
 21 United States Code, Sections 841(a)(1), 841(b)(1)(A), 841(b)(1)(A), and 846, and

22 (B) knowing that the monetary instrument and funds involved in the
 23 transportation, transmission, and transfer represent the proceeds of some form of unlawful
 24 activity that is, conspiracy to distribute controlled substances, in violation of Title 21,
 25 United States Code, Sections 841(a)(1), 841(b)(1)(A), and 846, and knowing that such
 26 transportation, transmission, and transfer is designed in whole or in part –

27 (i) to conceal and disguise the nature, the location, the source,
 28 the ownership, and the control of the proceeds of specified unlawful activity, in violation

1 of Title 18, United States Code, Section 1956(a)(2)(B)(i); and

2 (ii) to avoid a transaction reporting requirement under State and
3 Federal law, in violation of Title 18, United States Code, Section 1956(a)(2)(B)(ii).

4 (1957)

5 Did, within the United States, knowingly engage and attempt to engage in
6 monetary transactions, in and affecting interstate and foreign commerce, involving
7 criminally derived property of a value greater than \$10,000 and which is derived from
8 specified unlawful activity, that is, conspiracy to distribute controlled substances, in
9 violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), and 846, in
10 violation of Title 18, United States Code, Section 1957(a).

11 The grand jury further alleges that offense was committed during and in
12 furtherance of the conspiracies charged in Count One above.

13 All in violation of Title 18, United States Code, Section 1956(h).

14 **COUNT 3**

15 **(Conspiracy to Interfere with Commerce by Robbery)**

16 Beginning on a date unknown, but no later than October, 2011, and continuing
17 through March 29, 2012, within the Western District of Washington, and elsewhere, the
18 defendants, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-
19 VERDUZCO, JUAN MAGANA-GUZMAN, and JOSE MACIAS PERES, together with
20 others known and unknown, did willfully and knowingly combine, conspire and agree
21 with one another to obstruct, delay, and affect commerce and the movement of articles
22 and commodities in commerce by robbery, as defined in Title 18, United States Code,
23 Section 1951(b)(1).

24 **A. Object of the Conspiracy**

25 The object of the conspiracy was to obtain, for the purpose of distribution,
26 controlled substances by robbing a residence where the narcotics were stored.

27 **B. Manner and Means of the Conspiracy**

28 The defendants and their co-conspirators used the following means and acted in

1 the following manner, among others, to effect the conspiracy:

2 1. Defendants acquired firearms for use in robbing rival drug dealers of their
3 controlled substances and drug proceeds.

4 2. Defendants CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
5 BERRELLEZA-VERDUZCO and JUAN MAGANA-GUZMAN engaged in surveillance
6 of suspected members of the rival drug crew, in an attempt to determine the location of
7 the residence used by rival drug dealers to store controlled substances and drug proceeds,
8 for the purpose of robbing the rival drug dealers of those items.

9 3. Defendants CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
10 BERRELLEZA-VERDUZCO, and JUAN MAGANA-GUZMAN recruited others,
11 including JOSE MACIAS PERES, to attempt to locate one or more residences used by
12 rival drug dealers to store controlled substances and drug proceeds, for the purpose of
13 robbing the rival drug dealers of those items.

14 4. Defendants CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
15 BERRELLEZA-VERDUZCO and JUAN MAGANA-GUZMAN attempted to recruit
16 other individuals to travel to the Western District of Washington to commit said robbery.

17 **C. Overt Acts in Furtherance of the Conspiracy.**

18 In furtherance of the conspiracy and to effect one or more of its objects, one of the
19 co-conspirators committed one or more of the following overt acts within the Western
20 District of Washington:

21 1. On or about December 30, 2011, JUAN MAGANA-GUZMAN called an
22 unknown individual to recruit him and his associates to come to the Western District of
23 Washington to rob the rival drug dealers. During the call JUAN MAGANA-GUZMAN
24 offered to supply this individual and his associates with "devices" (code for guns) if they
25 agreed to commit the robbery.

26 2. On or about January 8, 2012, VICTOR BERRELLEZA-VERDUZCO and
27 JUAN MAGANA-GUZMAN attempted to follow a suspected member of the rival drug
28 trafficking organization to determine the location of its residence/stash house.

3. On or about January 31, 2012, CRISTIAN BERRELLEZA-VERDUZCO and VICTOR BERRELLEZA-VERDUZCO asked JOSE MACIAS PERES to locate the residence belonging to members of a rival drug gang.

4. On or about February 9, 2012, CRISTIAN BERRELLEZA-VERDUZCO called an individual referred to as "El Tejano," who was located in Arizona, to recruit him to bring others to the Western District of Washington to commit said robbery.

All in violation of Title 18, United States Code, Section 1951.

COUNT 4

(Conspiracy to Possess Firearms in Furtherance of Drug Trafficking Crimes and Crimes of Violence)

Beginning at a time unknown, but within the last five years, and continuing until on or about March 29, 2012, in the Western District of Washington, and elsewhere, VICTOR BERRELLEZA-LEAL, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, PASCUAL VALENZUELA, GEORGE ELLIOTT CHAVIS, RAUL ANCHONDO, YOAN CAMPOS BORJORQUEZ, JUAN CARLOS LUGO-ACOSTA, and others known and unknown, did knowingly and intentionally combine, conspire, confederate and agree with each other and with other persons known and unknown to the Grand Jury, to commit offenses against the United States, to wit, to knowingly and intentionally possess firearms in furtherance of a crime of a drug trafficking crime and a crime of violence, that is, conspiracy to commit a drug trafficking crime in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A) and 846, as charged in Count 1, and conspiracy to interfere with commerce by robbery in violation of Title 18, United States Code, Section 1951(a), as charged in Count 3 each of which may be prosecuted in a court of the United States.

A. Objects of the Conspiracy.

The object of the conspiracy was to possess firearms in furtherance of the drug trafficking conspiracy set forth in Count 1, and of the robbery conspiracy set forth in

Count 3, both in violation of Title 18, United States Code, Section 924(c)(1)(A).

B. Manner and Means of the Conspiracy.

The manner and means by which the Defendants and their co-conspirators sought to accomplish the object and purpose of the conspiracy includes, but is not limited to the following:

1. Many of the Defendants, including CRISTIAN BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO, RIGOBERTO BERRELLEZA-COTA, and others were present in the United States illegally and could not purchase firearms legitimately. Accordingly, Defendants would sometimes recruit others to act as "straw purchasers" to acquire firearms from licensed firearms dealers, including but not limited to GEORGE ELLIOTT CHAVIS.

2. Defendants would pay these individuals to purchase firearms with cash and controlled substances.

3. Defendants would at other times acquire firearms from other co-conspirators, including but not limited to JOSE MACIAS PERES and RICHARD ANTHONY ORTIZ, who in turn acquired the firearms by unknown illicit means.

4. Defendants would sometimes retain said firearms for their personal use, in connection with their drug trafficking activities, for use in protecting their drugs and drug proceeds, and in threatening others to collect drug debts owed to them. Defendants also planned to use said firearms to rob or harm rival drug dealers.

5. Defendants would at other times attempt to smuggle said firearms back into Mexico, for resale to and use by related drug traffickers in Mexico.

C. Overt Acts of Conspiracy.

1. Sometime in April, 2011, CRISTIAN BERRELLEZA-VERDUZCO, PASCUAL VALENZUELA, GEORGE ELLIOTT CHAVIS, and others known and unknown caused an individual to transport, from Texas to the Western District of Washington, two firearms, including one Sig Sauer, SIG 556, 5.56 caliber assault rifle, serial number JT002733, where CRISTIAN BERRELLEZA-VERDUZCO, PASCUAL

1 VALENZUELA, GEORGE ELIOTT CHAVIS, and others known and unknown took
2 possession of said firearms. During the exchange, CRISTIAN BERRELLEZA-
3 VERDUZCO possessed and offered this other individual methamphetamine in return for
4 the firearms.

5 2. Sometime in April, 2011, PASCUAL VALENZUELA, acting on behalf of
6 CRISTIAN BERRELLEZA-VERDUZCO, gave this individual a list of firearms they
7 wanted the individual to acquire, including 20 Norinco AK-47 style assault rifles, five
8 MP-5 carbines, two Barrett .50 caliber sniper rifles, four Model 1911 Super .38
9 semiautomatic pistols, five .40 caliber Glock semiautomatic pistols, five AR-15 style
10 assault rifles, five M-16 style assault rifles, and five suppressors suitable for use on an
11 AR-15.

12 3. On or about April 27, 2011, at PASCUAL VALENZUELA and CRISTIAN
13 BERRELLEZA-VERDUZCO'S request, this individual acquired an Armalite Model
14 AR50A1B .50 caliber rifle, serial number US372331, and a Rock River, Model LAR8
15 .308 caliber assault rifle, serial number US100699, from a gun store in Texas, for which
16 he/she was ultimately paid by PASCUAL VALENZUELA and CRISTIAN
17 BERRELLEZA-VERDUZCO.

18 4. On or about May 3, 2011, this individual delivered said firearms to RAUL
19 ANCHONDO, in the Phoenix, Arizona area, again at PASCUAL VALENZUELA and
20 CRISTIAN BERRELLEZA-VERDUZCO'S request.

21 5. On or about June 8, 2011, CRISTIAN BERRELLEZA-VERDUZCO,
22 PASCUAL VALENZUELA, JUAN MAGANA-GUZMAN, and RIGOBERTO
23 BERRELLEZA-COTA supplied this other individual with 12 firearms at a residence in
24 Snohomish County, Washington, within the Western District of Washington, to wit: one
25 Sig Sauer, P226, .40 cal, pistol, serial number U588745; one Glock, 23, .40 caliber, pistol,
26 serial number PZS215; one Colt, AR-15, .223 caliber assault rifle, serial number
27 LGC011679; Olympic Arms, AR-15, .223 caliber assault rifle, serial number Z6192; one
28 Rock River Arms, LAR15, .223 caliber assault rifle, serial number CM189508; one

1 DPMS, AR-15 .223 caliber assault rifle, serial number FH70748; one Inter Ordinance,
2 AK-47C, 7.62 caliber assault rifle, serial number 00415; one Romarm/Cugir, FPK
3 Dragunov, 7.62 caliber assault rifle, serial number 1968B10352; one Sig Sauer, SIG 556,
4 5.56 caliber assault rifle, serial number JT002733; one Remington, 1911, .45 caliber
5 pistol, serial number obliterated; one Colt, 1911 .45 caliber pistol, serial number
6 obliterated; one DPMS, AR-15, .223 caliber assault rifle, serial number FH17182; and
7 instructed him to deliver said firearms to RAUL ANCHONDO in Phoenix, Arizona, with
8 the ultimate destination being Mexico.

9 6. On or about July 15, 2011, RIGOBERTO BERRELLEZA-COTA,
10 possessed two Smith and Wesson M&P 15-22, .22 caliber assault rifles, one bearing serial
11 number DVA9621, and the other with no visible serial number, in Lake Stevens,
12 Washington, within the Western District of Washington, together with controlled
13 substances.

14 7. Between on or about October 15, 2011, and October 17, 2011, CRISTIAN
15 BERRELLEZA-VERDUZCO transported firearms, to wit: one Argentine, .45 caliber
16 pistol, serial number 31937, and one Nighthawk Custom, .45 caliber pistol, serial number
17 NHC01188; and one Romarm/Cugir, Draco, 7.62 caliber assault rifle, serial number
18 DR-8761-10, from the Western District of Washington to the Phoenix, Arizona area.

19 8. On or about December 20, 2011, JUAN MAGANA-GUZMAN, located in
20 the Western District of Washington, informed YOAN CAMPOS BORJORQUEZ, who
21 was located in Arizona, that JUAN MAGANA-GUZMAN and VICTOR BERRELLEZA-
22 VERDUZCO had instructed JUAN CARLOS LUGO-ACOSTA to provide YOAN
23 CAMPOS BORJORQUEZ with "devices," (code for firearms), after YOAN CAMPOS
24 BORJORQUEZ was robbed of drugs belonging to the BERRELLEZA family.

25 9. On or before January 21, 2012, in the Western District of Washington,
26 JOSE MACIAS PERES supplied VICTOR BERRELLEZA-VERDUZCO with an assault
27 rifle of unknown make and model, together with a grenade launcher of unknown make
28 and model.

1 the conspiracies charged in Counts 1, 3, and 4, above.

2 All in violation of Title 18, United States Code, Section 922(g)(5)(A).

3 **COUNT 7**

4 **(Possession of Firearms in Furtherance of a Drug Trafficking Offense)**

5 In May, 2011, in Arizona, and elsewhere, CRISTIAN BERRELLEZA-
6 VERDUZCO, PASCUAL VALENZUELA, and RAUL ANCHONDO knowingly and
7 intentionally possessed, and aided and abetted the possession of, firearms, to wit: an
8 Armalite Model AR50A1B .50 caliber rifle, serial number US372331, and a Rock River,
9 Model LAR8 .308 caliber assault rifle, serial number US100699, in furtherance of a drug
10 trafficking offense for which they may be prosecuted in a Court of the United States, to
11 wit: Conspiracy to Distribute Controlled Substances, as charged in Count 1, above.

12 It is further alleged that this offense was committed during and in furtherance of
13 the conspiracies charged in Counts 1, 3, and 4, above.

14 All in violation of Title 18, United States Code, Sections 924(c)(1)(A) and 2.

15 **COUNT 8**

16 **(Possession of Firearms in Furtherance of a Drug Trafficking Offense)**

17 On or about June 8, 2011, at Snohomish County, Washington, within the Western
18 District of Washington CRISTIAN BERRELLEZA-VERDUZCO, PASCUAL
19 VALENZUELA, JUAN MAGANA-GUZMAN, and RIGOBERTO BERRELLEZA-
20 COTA, knowingly and intentionally possessed, and aided and abetted the possession of,
21 firearms, to wit: one Sig Sauer, P226, .40 cal, pistol, serial number U588745; one Glock,
22 23, .40 caliber, pistol, serial number PZS215; one Colt, AR-15, .223 caliber assault rifle,
23 serial number LGC011679; Olympic Arms, AR-15, .223 caliber assault rifle, serial
24 number Z6192; one Rock River Arms, LAR15, .223 caliber assault rifle, serial number
25 CM189508; one DPMS, AR-15 .223 caliber assault rifle, serial number FH70748; one
26 Inter Ordinance, AK-47C, 7.62 caliber assault rifle, serial number 00415; one
27 Romarm/Cugir, FPK Dragunov, 7.62 caliber assault rifle, serial number 1968B10352; one
28 Sig Sauer, SIG 556, 5.56 caliber assault rifle, serial number JT002733; one Remington,

1 1911, .45 caliber pistol, serial number obliterated; one Colt, 1911 .45 caliber pistol, serial
2 number obliterated; one DPMS, AR-15, .223 caliber assault rifle, serial number FH17182,
3 in furtherance of a drug trafficking offense for which they may be prosecuted in a Court
4 of the United States, to wit: Conspiracy to Distribute Controlled Substances, as charged in
5 Count 1, above.

6 It is further alleged that this offense was committed during and in furtherance of
7 the conspiracies charged in Counts 1, 3, and 4, above.

8 All in violation of Title 18, United States Code, Sections 924(c)(1)(A) and 2.

9 **COUNT 9**

10 **(Alien in Possession of a Firearm)**

11 On or about June 8, 2011, in Snohomish County, within the Western District of
12 Washington, CRISTIAN BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN,
13 and RIGOBERTO BERRELLEZA-COTA, each then being an alien illegally and
14 unlawfully in the United States, did knowingly possess, and did aid and abet the
15 possession of, in and affecting interstate and foreign commerce the following firearms, to
16 wit: one Sig Sauer, P226, .40 cal, pistol, serial number U588745; one Glock, 23, .40
17 caliber, pistol, serial number PZS215; one Colt, AR-15, .223 caliber assault rifle, serial
18 number LGC011679; one Rock River Arms, LAR15, .223 caliber assault rifle, serial
19 number CM189508; one DPMS, AR-15 .223 caliber assault rifle, serial number
20 FH70748; one Inter Ordinance, AK-47C, 7.62 caliber assault rifle, serial number 00415;
21 one Romarm/Cugir, FPK Dragunov, 7.62 caliber assault rifle, serial number 1968B10352;
22 one Sig Sauer, SIG 556, 5.56 caliber assault rifle, serial number JT002733; one
23 Remington, 1911, .45 caliber pistol, serial number obliterated; one Colt, 1911 .45 caliber
24 pistol, serial number obliterated; one DPMS, AR-15, .223 caliber assault rifle, serial
25 number FH17182, each of which had been shipped and transported in interstate and
26 foreign commerce.

27 The Grand Jury further alleges that this offense was committed during and in
28 furtherance of the conspiracies charged in Counts 1, 3, and 4, above.

1 All in violation of Title 18, United States Code, Sections 922(g)(5)(A) and 2.

2 **COUNT 10**

3 **(Attempted Possession of Controlled Substances with Intent to Distribute)**

4 On or about June 8, 2011, in Snohomish County, within the Western District of
5 Washington, and elsewhere, VICTOR BERRELLEZA-LEAL, CRISTIAN
6 BERRELLEZA-VERDUZCO, and others known and unknown, knowingly and
7 intentionally did attempt to possess, and did aid and abet the attempted possession of,
8 with intent to distribute, heroin and methamphetamine, substances controlled under
9 Schedule I, Title 21, United States Code, Section 812.

10 The Grand Jury further alleges that the above offense involved one kilogram or
11 more of a mixture or substance containing heroin.

12 The Grand Jury further alleges that the offense involved 50 grams or more of
13 actual methamphetamine, and 500 grams or more of a mixture or substance containing a
14 detectable amount of methamphetamine.

15 The Grand Jury further alleges that this offense was committed during and in
16 furtherance of the conspiracy charged in Count 1 above.

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

19 **COUNT 11**

20 **(Possession of Controlled Substances with Intent to Distribute)**

21 On or about July 15, 2011, at Snohomish County, within the Western District of
22 Washington, CRISTIAN BERRELLEZA-VERDUZCO, RIGOBERTO BERRELLEZA-
23 COTA, JOSE CASILLAS, ALMA BERNICE CASILLAS-GARCIA, and others known
24 and unknown, knowingly and intentionally did possess, and did aid and abet the
25 possession of, with intent to distribute, heroin and methamphetamine, a substance
26 controlled under Schedule I, Title 21, United States Code, Section 812.

27 The Grand Jury further alleges that the above offense involved one kilogram or
28 more of a mixture or substance containing heroin.

1 The Grand Jury further alleges that the offense involved 50 grams or more of
2 actual methamphetamine, and 500 grams or more of a mixture or substance containing a
3 detectable amount of methamphetamine.

4 The Grand Jury further alleges that this offense was committed during and in
5 furtherance of the conspiracy charged in Count 1 above.

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

8 **COUNT 12**

9 **(Possession of Firearms in Furtherance of a Drug Trafficking Offense)**

10 On or about July 15, 2011, at Snohomish County, within the Western District of
11 Washington, CRISTIAN BERRELLEZA-VERDUZCO, and RIGOBERTO
12 BERRELLEZA-COTA knowingly and intentionally possessed, and aided and abetted the
13 possession of, firearms, to wit: two Smith and Wesson M&P 15-22, .22 caliber assault
14 rifles, one bearing serial number DVA9621, and the other bearing serial number
15 DTM8335, in furtherance of a drug trafficking offense for which they may be prosecuted
16 in a Court of the United States, to wit: Conspiracy to Distribute Controlled Substances,
17 and Possession of Controlled Substances with Intent to Distribute, as charged in Counts 1
18 and 11, respectively, above.

19 The Grand Jury further alleges that this offense was committed during and in
20 furtherance of the conspiracies charged in Counts 1, 3, and 4, above.

21 All in violation of Title 18, United States Code, Sections 924(c)(1)(A) and 2.

22 **COUNT 13**

23 **(Alien in Possession of a Firearm)**

24 On or about July 15, 2011, at Snohomish County, within the Western District of
25 Washington, CRISTIAN BERRELLEZA-VERDUZCO and RIGOBERTO
26 BERRELLEZA-COTA, each then being an alien illegally and unlawfully in the United
27 States, did knowingly possess, and aid and abet the possession of, in and affecting
28 interstate and foreign commerce the following firearms, to wit: two Smith and Wesson

1 M&P 15-22, .22 caliber assault rifles, one bearing serial number DVA9621, and the other
2 bearing serial number DTM8335, which had been shipped and transported in interstate
3 and foreign commerce.

4 The Grand Jury further alleges that this offense was committed during and in
5 furtherance of the conspiracies charged in Counts 1, 3, and 4, above.

6 All in violation of Title 18, United States Code, Sections 922(g)(5)(A) and 2.

7 **COUNT 14**

8 **(Distribution of Cocaine)**

9 On or about October 19, 2011, at Skagit County, within the Western District of
10 Washington, JOSUE BARBA-ARRIAGA knowingly and intentionally distributed, and
11 aided and abetted the distribution of, cocaine, a substance controlled under Schedule II,
12 Title 21, United States Code, Section 812.

13 All in violation of Title 21, United States Code, Sections 841(a)(1) and
14 841(b)(1)(C), and Title 18, United States Code, Section 2.

15 **COUNT 15**

16 **(Possession of Controlled Substances with Intent to Distribute)**

17 On or about October 22, 2011, at Snohomish County, within the Western District
18 of Washington, PASCUAL VALENZUELA and JEREMY McCROREY knowingly and
19 intentionally did possess, and did aid and abet the possession of, with intent to distribute,
20 heroin and methamphetamine, a substance controlled under Schedule I, Title 21, United
21 States Code, Section 812.

22 The Grand Jury further alleges that this offense was committed during and in
23 furtherance of the conspiracy charged in Count 1 above.

24 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C),
25 and Title 18, United States Code, Section 2.

26 **COUNT 16**

27 **(Possession of Controlled Substances with Intent to Distribute)**

28 On or about November 6, 2011, at Snohomish County, within the Western District

1 of Washington, PASCUAL VALENZUELA and CHRISTOPHER FRICK knowingly and
2 intentionally did possess, and did aid and abet the possession of, with intent to distribute,
3 methamphetamine, a substance controlled under Schedule I, Title 21, United States Code,
4 Section 812.

5 The Grand Jury further alleges that this offense involved five grams or more of
6 actual methamphetamine, and/or fifty grams or more of a mixture or substance containing
7 a detectable amount of methamphetamine.

8 The Grand Jury further alleges that this offense was committed during and in
9 furtherance of the conspiracy charged in Count 1 above.

10 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B),
11 and Title 18, United States Code, Section 2.

12 **COUNT 17**

13 **(Possession of Controlled Substances with Intent to Distribute)**

14 On or about November 10, 2011, at Snohomish County, within the Western
15 District of Washington, JUAN MAGANA-GUZMAN, JUAN ELIZONDO MARTINEZ,
16 and MICALIA VALENZUELA, knowingly and intentionally did possess, and did aid and
17 abet the possession of, with intent to distribute, heroin, a substance controlled under
18 Schedule I, Title 21, United States Code, Section 812.

19 The Grand Jury further alleges that this offense was committed during and in
20 furtherance of the conspiracy charged in Count 1 above.

21 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C),
22 and Title 18, United States Code, Section 2.

23 **COUNT 18**

24 **(Possession of Controlled Substances with Intent to Distribute)**

25 On or about November 11, 2011, at Snohomish County, within the Western
26 District of Washington, JUAN MAGANA-GUZMAN, JUAN ELIZONDO MARTINEZ,
27 and MICALIA VALENZUELA knowingly and intentionally did possess, and did aid and
28 abet the possession of, with intent to distribute, heroin, a substance controlled under

1 Schedule I, Title 21, United States Code, Section 812.

2 The Grand Jury further alleges that this offense involved 100 grams or more of a
3 mixture or substance containing a detectable amount of heroin.

4 The Grand Jury further alleges that this offense was committed during and in
5 furtherance of the conspiracy charged in Count 1 above.

6 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B),
7 and Title 18, United States Code, Section 2.

8 **COUNT 19**

9 **(Possession of Controlled Substance with Intent to Distribute)**

10 On or about December 4, 2011, at Snohomish County, within the Western District
11 of Washington, JUAN MAGANA-GUZMAN and JUSTIN McCROREY knowingly and
12 intentionally did possess, and did aid and abet the possession of, with intent to distribute,
13 heroin and methamphetamine, substances controlled under Schedule I, Title 21, United
14 States Code, Section 812.

15 The Grand Jury further alleges that this offense involved 100 grams or more of a
16 mixture or substance containing a detectable amount of heroin.

17 The Grand Jury further alleges that the offense involved five grams or more of
18 actual methamphetamine, or fifty grams or more of a mixture or substance containing a
19 detectable amount of methamphetamine.

20 The Grand Jury further alleges that this offense was committed during and in
21 furtherance of the conspiracy charged in Count 1 above.

22 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B),
23 and Title 18, United States Code, Section 2.

24 **COUNT 20**

25 **(Distribution of Controlled Substance)**

26 On or about December 15, 2011, at Snohomish County, within the Western
27 District of Washington, JUAN MAGANA-GUZMAN, ENRIQUE MAGANA-GUZMAN
28 and JUAN ELIZONDO MARTINEZ knowingly and intentionally distributed, and aided

1 and abetted the distribution of, heroin, a substance controlled under Schedule II, Title 21,
2 United States Code, Section 812.

3 All in violation of Title 21, United States Code, Sections 841(a)(1) and
4 841(b)(1)(C), and Title 18, United States Code, Section 2.

5 **COUNT 21**

6 **(Possession of Controlled Substance with Intent to Distribute)**

7 On or about December 25, 2011, at Snohomish County, within the Western
8 District of Washington, JOSE RODOLFO GARCIA BERRELLEZA JUAN MAGANA
9 GUZMAN, JAVIER AREOLA-MARTINEZ, ENRIQUE MAGANA GUZMAN and
10 JUAN ELIZONDO MARTINEZ knowingly and intentionally did possess, and did aid
11 and abet the possession of, with intent to distribute, methamphetamine, a substance
12 controlled under Schedule I, Title 21, United States Code, Section 812.

13 The Grand Jury further alleges that this offense involved five grams or more of
14 actual methamphetamine, and/or fifty grams or more of a mixture or substance containing
15 a detectable amount of methamphetamine.

16 The Grand Jury further alleges that this offense was committed during and in
17 furtherance of the conspiracy charged in Count 1 above.

18 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B),
19 and Title 18, United States Code, Section 2.

20 **COUNT 22**

21 **(Possession of Controlled Substance with Intent to Distribute)**

22 On January 22, 2012, at Snohomish County, within the Western District of
23 Washington, JOSE MACIAS PERES and VICTOR BERRELLEZA-VERDUZCO
24 knowingly and intentionally did possess, and did aid and abet the possession of, with
25 intent to distribute, heroin, a substance controlled under Schedule I, Title 21, United
26 States Code, Section 812.

27 The Grand Jury further alleges that this offense was committed during and in
28 furtherance of the conspiracy charged in Count 1 above.

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

3 **COUNT 23**

4 **(Possession of Controlled Substance with Intent to Distribute)**

5 On or about February 2, 2012, at Snohomish County, within the Western District
6 of Washington, and elsewhere, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
7 BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, ROLANDO ROY VELIZ,
8 and others known and unknown, knowingly and intentionally did possess, and did aid and
9 abet the possession of, with intent to distribute, heroin and methamphetamine, substances
10 controlled under Schedule I, Title 21, United States Code, Section 812.

11 The Grand Jury further alleges that this offense involved one kilogram or more of
12 a mixture or substance containing a detectable amount of heroin.

13 The Grand Jury further alleges that the offense involved fifty grams or more of
14 actual methamphetamine, or 500 grams or more of a mixture or substance containing a
15 detectable amount of methamphetamine.

16 The Grand Jury further alleges that this offense was committed during and in
17 furtherance of the conspiracy charged in Count 1 above.

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

20 **COUNT 24**

21 **(Possession of Controlled Substance with Intent to Distribute)**

22 On or about February 13, 2012, at Snohomish County, within the Western District
23 of Washington, and elsewhere, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR
24 BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, ROLANDO ROY VELIZ,
25 and others knowingly and intentionally did possess, and did aid and abet the possession
26 of, with intent to distribute, heroin, a substance controlled under Schedule I, Title 21,
27 United States Code, Section 812.

28 The Grand Jury further alleges that this offense involved one kilogram or more of

1 a mixture or substance containing a detectable amount of heroin.

2 The Grand Jury further alleges that this offense was committed during and in
3 furtherance of the conspiracy charged in Count 1 above.

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

6 **COUNT 25**

7 **(Possession of Controlled Substance with Intent to Distribute)**

8 On or about February 15, 2012, CRISTIAN BERRELLEZA-VERDUZCO,
9 VICTOR BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, CARLOS
10 ALBERTO ACOSTA-MARTINEZ, and JUAN ELIZONDO MARTINEZ, and others
11 known and unknown, knowingly and intentionally did possess, and did aid and abet the
12 possession of, with intent to distribute, heroin and methamphetamine, substances
13 controlled under Schedule I, Title 21, United States Code, Section 812.

14 The Grand Jury further alleges that this offense involved one kilogram or more of
15 a mixture or substance containing a detectable amount of heroin.

16 The Grand Jury further alleges that the offense involved fifty grams or more of
17 actual methamphetamine, or 500 grams or more of a mixture or substance containing a
18 detectable amount of methamphetamine.

19 The Grand Jury further alleges that this offense was committed during and in
20 furtherance of the conspiracy charged in Count 1 above.

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

23 **COUNT 26**

24 **(Possession of Heroin with Intent to Distribute)**

25 On or about February 17, 2012, at Snohomish County, within the Western District
26 of Washington, and elsewhere, VICTOR BERRELLEZA-VERDUZCO, RICHARD
27 ANTHONY ORTIZ, and JUAN ELIZONDO MARTINEZ, and others knowingly and
28 intentionally did possess, and did aid and abet the possession of, with intent to distribute,

1 heroin, a substance controlled under Schedule I, Title 21, United States Code, Section
2 812.

3 The Grand Jury further alleges that this offense involved 100 grams or more of a
4 mixture or substance containing a detectable amount of heroin.

5 The Grand Jury further alleges that this offense was committed during and in
6 furtherance of the conspiracy charged in Count 1 above.

7 All in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(B),
8 and Title 18, United States Code, Section 2.

9 **COUNT 27**

10 **(Attempted Possession of Methamphetamine with Intent to Distribute)**

11 On or about March 28, 2012, at Snohomish County, within the Western District of
12 Washington, and elsewhere, VICTOR BERRELLEZA-LEAL, CRISTIAN
13 BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO and others
14 known and unknown, knowingly and intentionally did attempt to possess, and did aid and
15 abet the attempted possession of, with intent to distribute, methamphetamine, a substance
16 controlled under Schedule I, Title 21, United States Code, Section 812.

17 The Grand Jury further alleges that the offense involved 50 grams or more of
18 actual methamphetamine, and 500 grams or more of a mixture or substance containing a
19 detectable amount of methamphetamine.

20 The Grand Jury further alleges that this offense was committed during and in
21 furtherance of the conspiracy charged in Count 1 above.

22 All in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and
23 846, and Title 18, United States Code, Section 2.

24 **COUNT 28**

25 **(Attempted Possession of Heroin)**

26 On or about March 29, 2012, at Snohomish County, within the Western District of
27 Washington, and elsewhere, VICTOR BERRELLEZA-LEAL, CRISTIAN
28 BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO and IVAN

1 BERRELLEZA-VERDUZCO, and others known and unknown, knowingly and
2 intentionally did attempt to possess, and did aid and abet the attempted possession of,
3 with intent to distribute, heroin, a substance controlled under Schedule I, Title 21, United
4 States Code, Section 812.

5 The Grand Jury further alleges that the offense involved one kilogram or more of a
6 mixture or substance containing a detectable amount of heroin.

7 The Grand Jury further alleges that this offense was committed during and in
8 furtherance of the conspiracy charged in Count 1 above.

9 All in violation of Title 21, United States Code, Sections 841(a)(1), (b)(1)(A), and
10 846, and Title 18, United States Code, Section 2.

11 **COUNT 29**

12 **(Possession of Controlled Substances with Intent to Distribute)**

13 On or about March 29, 2012, at Snohomish County, within the Western District of
14 Washington, JAVIER AREOLA-MARTINEZ and MARIA DELCARMEN MAGANA,
15 knowingly and intentionally did possess, and did aid and abet the possession of, with
16 intent to distribute, heroin and methamphetamine, substances controlled under Schedule I,
17 Title 21, United States Code, Section 812.

18 The Grand Jury further alleges that this offense involved 100 grams or more of a
19 mixture or substance containing a detectable amount of heroin.

20 The Grand Jury further alleges that the offense involved five grams or more of
21 actual methamphetamine, or fifty grams or more of a mixture or substance containing a
22 detectable amount of methamphetamine.

23 The Grand Jury further alleges that this offense was committed during and in
24 furtherance of the conspiracy charged in Count 1 above.

25 All in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B),
26 and Title 18, United States Code, Section 2.

COUNT 30**(Possession of Heroin with Intent to Distribute)**

On March 29, 2012, in Snohomish County, within the Western District of Washington, and elsewhere, GEORGE ELLIOTT CHAVIS, did knowingly and intentionally possess with intent to distribute, heroin, a substance controlled under United States Code, Section 812.

The Grand Jury further alleges that this offense was committed during and in furtherance of the conspiracy charged in Count 1 above.

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

COUNT 31**(Possessing a Firearm in Furtherance of a Drug Trafficking Crime)**

On or about March 29, 2012, in Snohomish County, within the Western District of Washington, GEORGE ELLIOTT CHAVIS, knowingly and intentionally possessed a firearm, to wit: a .38 caliber revolver, make "Arminius," model "Titan Tiger," serial number 0520056, in furtherance of a drug trafficking offense for which he may be prosecuted in a Court of the United States, to wit: conspiracy to distribute controlled substances, and possession of heroin with intent to distribute, as charged in Counts 1 and 29, respectively above.

All in violation of Title 18, United States Code, Section 924(c)(1)(A).

COUNT 32**(Drug User in Possession of a Firearm)**

On or about March 29, 2012, in Snohomish County, within the Western District of Washington, GEORGE ELLIOTT CHAVIS, then being an unlawful user of a controlled substance as defined in Title 21, United States Code, Section 802, to wit, cocaine and marijuana, did knowingly possess in and affecting interstate and foreign commerce, a firearm, to wit: a .38 caliber revolver, make "Arminius," model "Titan Tiger," serial number 0520056, which had been shipped and transported in interstate and foreign

1 commerce.

2 All in violation of Title 18, United States Code, Section 922(g)(3).

3 **COUNT 33**

4 **(Possession of a Firearm in Furtherance of a Drug Trafficking Crime).**

5 On or about March 29, 2012, at Snohomish County, Washington, within the
6 Western District of Washington, CRISTIAN BERRELLEZA-VERDUZCO, knowingly
7 and intentionally possessed a firearm, to wit: one Colt Government 1911 .45ACP, serial
8 number 2827319, in furtherance of a drug trafficking offense for which they may be
9 prosecuted in a Court of the United States, to wit: Conspiracy to Distribute Controlled
10 Substances, as charged in Counts 1 above.

11 The Grand Jury further alleges that this offense was committed during and in
12 furtherance of the conspiracies charged in Counts 1, 3, and 4, above.

13 All in violation of Title 18, United States Code, Section 924(c)(1)(A).

14 **COUNT 34**

15 **(Alien in Possession of a Firearm)**

16 On or about June 8, 2011, at Snohomish County, within the Western District of
17 Washington, CRISTIAN BERRELLEZA-VERDUZCO, then being an alien illegally and
18 unlawfully in the United States, did knowingly possess in and affecting interstate and
19 foreign commerce the following firearm, to wit: one Colt Government 1911 .45ACP,
20 serial number 2827319, which had been shipped and transported in interstate and foreign
21 commerce.

22 The Grand Jury further alleges that this offense was committed during and in
23 furtherance of the conspiracies charged in Counts 1, 3, and 4, above.

24 All in violation of Title 18, United States Code, Section 922(g)(5)(A).

25 **COUNT 35**

26 **(Counterfeiting)**

27 On or about February 20, 2012, at Monroe, within the Western District of
28 Washington, the defendant, CHRISTOPHER FRICK, with intent to defraud, did pass and

1 utter, a falsely made, forged and counterfeited obligation of the United States, that is, a
 2 Federal Reserve Note in the denomination of fifty dollars, which he then knew to be
 3 falsely made, forged and counterfeited.

4 All in violation of Title 18, United States Code, Section 472.

5 **ALLEGATIONS OF FORFEITURE**

6 ***Conspiracy to Distribute Controlled Substances***

7 1. The allegations contained in Count One of this Indictment are hereby
 8 realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to
 9 Title 21, United States Code, Section 853.

10 Pursuant to Title 21, United States Code, Section 853, upon conviction of an
 11 offense in violation of Title 21, United States Code, Sections 841(a) and 846, Conspiracy
 12 to Distribute Controlled Substances, the defendants, VICTOR BERRELLEZA-LEAL,
 13 CRISTIAN BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO,
 14 JUAN MAGANA-GUZMAN, PASCUAL VALENZUELA, JOSE RODLOFO GARCIA
 15 BERRELLEZA, JOHN DOE I, a/k/a "MULA," true identity unknown, JULIO FRAGA-
 16 PEREZ, IVAN BERRELLEZA-VERDUZCO, ENRIQUE MAGANA-GUZMAN,
 17 JOSUE BARBA-ARRIAGA, JAVIER AREOLA-MARTINEZ, MICALIA
 18 VALENZUELA, RIGOBERTO BERRELLEZA-COTA, JOSE CASILLAS, ALMA
 19 BERNICE CASILLAS-GARCIA, YOAN CAMPOS BORJORQUEZ, RAUL
 20 ANCHONDO, GENEVA DAWSON, KENNETH HAWLEY, JOSE MACIAS PERES,
 21 CARLOS SANTA CRUZ, CARLOS ALBERTO ACOSTA-MARTINEZ, JEREMY
 22 McCROREY, JUSTIN McCROREY, CHRISTOPHER FRICK, RICHARD ANTHONY
 23 ORTIZ, ROLANDO ROY VELIZ, JUAN ELIZONDO MARTINEZ, GEORGE ELIOTT
 24 CHAVIS, NOE MAGELLEON-MIRANDA, and JUAN CARLOS LUGO-ACOSTA,
 25 MARIA DELCARMEN MAGANA, shall forfeit to the United States of America any
 26 property constituting, or derived from, any proceeds obtained, directly or indirectly, as the
 27 result of such offense, and any property used, or intended to be used, in any manner or
 28 part, to commit, or to facilitate the commission of, the offense, including but not limited

to a sum of money representing the amount of proceeds obtained as a result of the offense alleged in Count One above, for which the defendants are jointly and severally liable.

The property to be forfeited includes, but is not limited to, the following:

1. **Items Seized at 110 4th Ave SW, Pacific, WA, on March 29, 2012:**
 - a. \$6500 in U.S. Currency;
 - b. Apple Powerbook laptop computer;
 - c. Apple Macbook laptop computer.
2. **Items Seized at 6608 94th St NE, Marysville, WA on March 29, 2012:**
 - a. HP Laptop Computer;
 - b. Sony HandyCam;
 - c. \$356 U.S. Currency;
 - d. Ford Expedition, VIN 1FMFU18L3VLC21550.
3. **Item Seized at 5808 W. Flowing Lake Rd, Snohomish, WA on March 29, 2012:** Dell laptop computer.
4. **Item Seized at 1029 Bluff Ave, Snohomish, WA on March 29, 2012:** 2003 Cadillac Escalade, VIN 1GYEK63N43R199588.
5. **Item Seized at 6830 153rd Ave SE, in Snohomish, WA on March 29, 2012:** one kilogram press.
6. **Items seized at 1101 Hewitt Ave, Apt. 103, Everett, WA, March 29, 2012:**
 - a. Mac Book Pro+ laptop computer;
 - b. HP laptop computer;
 - c. 5 iPods;
 - d. \$710 U.S. Currency.
7. **Items Seized at 811 112th St SW, J106, Everett, WA on March 29, 2012:**
 - a. 2 Compaq Presario laptops computers;
 - b. Lenovo laptop computer;
 - c. Two HP Pavilion laptop computers;
 - d. Gateway laptop computer;
 - e. IBM Thinkpad laptop computer;
 - f. HP Mini laptop computer;
 - g. .38 caliber revolver, make "Arminius," model "Titan Tiger," serial number 0520056;
 - h. Body armor;
 - i. Miscellaneous ammunition, various calibers.
8. **Items Seized at 14302 57th Dr SE, Everett, WA on March 29, 2012:**
 - a. \$1821 in U.S. Currency;
 - b. Two Digital Cameras;
 - c. iPad;
 - d. 1978 Ford F150, VIN F10GLCC8365;
 - e. 2002 Audi Quattro, VIN WAULT68E82A125569;
 - f. HP Laptop.
9. **Items Seized at 11410 22 ST SE #A, Everett, WA on March 29, 2012:**

- 1 a. Six laptop computers;
- 2 b. \$24,746 in U.S. Currency;
- 3 c. Colt Government 1911 .45ACP, serial number 2827319;
- 4 10. **Items Seized at 7016 47th Ave NE, Marysville, WA on March 29, 2012:**
- 5 a. One Toshiba laptop computer, S/N 2C223654K;
- 6 b. One Dell laptop computer, S/N 3X6H531;
- 7 c. Two iPods;
- 8 d. One Dell laptop computer.
- 9 11. **Items Seized at 4807 211th Ave SE, Snohomish, WA on March 29,**
- 10 **2012:**
- 11 a. One Dell laptop computer;
- 12 b. Marlin Model 795 .22lr. Serial number 92416289.
- 13 12. **Items Seized at 326 Short Columbia Street, Monroe, WA on March 29,**
- 14 **2012:**
- 15 a. One Dell laptop computer;
- 16 b. \$360 in U.S. Currency.
- 17 13. **Item Seized at 11410 22 ST SE #A, Everett, WA on March 29, 2012:**
- 18 2002 Chevrolet Avalanche, VIN 3GNEL13T126250099.
- 19 14. **Items Seized at 17091 Blodgett Rd, Mount Vernon, WA, on March 29,**
- 20 **2012:**
- 21 a. \$69,917 in U.S. Currency;
- 22 b. Acer laptop computer;
- 23 c. 2 Dell laptop computers;
- 24 d. HP laptop computer;
- 25 e. Gateway laptop computer;
- 26 f. HP Pavilion Laptop,
- 27 15. **Item Seized from Aztec Storage, Unit H11 - 650 Pease Road,**
- 28 **Burlington, WA on March 29, 2012: \$242,678 in U.S. Currency**
16. **Item Seized from one Kia minivan in Phoenix, Arizona on or about**
- April 3, 2012: \$173,145 in U.S. Currency.**
17. **Items seized from the person of Victor Berrelleza-Verduzco at arrest in**
- Utah on or about March 29, 2012:**
- a. \$2,247 in U.S. Currency;
- b. Acer Aspire laptop computer.
18. **Item seized from Jose Antonio Cruz/Vision Tele Internet on March 29,**
- 2012: \$10,070 in U.S. Currency.**
19. **Item seized from 2455 F St, Apt. 4, Auburn, WA on March 29, 2012:**
- Colt Detective Special, .38 Special, serial number H45391.
- If any of the property described above, as a result of any act or omission of the
- defendants:
- a. cannot be located upon the exercise of due diligence;

- b. has been transferred or sold to, or deposited with, a third party;
- c. has been place beyond the jurisdiction of the Court;
- d. has been diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p).

Conspiracy to Commit Money Laundering

The allegations contained in Count Two of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 982(a)(1).

As a consequence of the conviction of VICTOR BERRELLEZA-LEAL, CRISTIAN BERRELLEZA-VERDUZCO, VICTOR BERRELLEZA-VERDUZCO, JUAN MAGANA-GUZMAN, PASCUAL VALENZUELA, JOSE RODLOFO GARCIA BERRELLEZA, JULIO FRAGA-PEREZ, JOSE ANTONIO CRUZ, MARIA DELCARMEN MAGANA, JUAN ELIZONDO MARTINEZ, of the felony money laundering offense alleged in Count Two, above, pursuant to Title 18, United States Code, Section 982(a)(1), any and all property, real and personal, involved in the charged offenses and all property traceable to such property, including all money or other property that was the subject of each financial transaction that the defendants conspired to conduct or did conduct in violation of Title 18, United States Code, Section 1956, and all property used in any manner or part to commit or to facilitate the commission of such violation is subject to forfeiture to the United States, including but not limited to the items described above, as well as a sum of money representing the amount of property, real and personal, involved in the offense alleged in Count Two, above, for which the defendants are jointly and severally liable.

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1 **SUBSTITUTE ASSETS**

2 If any of the property described above, as a result of any act or omission of the
3 defendants:

- 4 a. cannot be located upon the exercise of due diligence;
5 b. has been transferred or sold to, or deposited with, a third party;
6 c. has been place beyond the jurisdiction of the Court;
7 d. has been diminished in value; or
8 e. has been commingled with other property which cannot be divided without
9 difficulty,

10 the United States of America shall be entitled to forfeiture of substitute property pursuant
11 to Title 21, United States Code, Section 853(p).

12 A TRUE BILL:

13 DATED:

14 *Signature Redacted Per Policy*

15 FOREPERSON

16
17 
18 JENNY A. DURKAN
19 United States Attorney

20
21 SARAH VOGEL
22 Assistant United States Attorney

23
24 VINCENT T. LOMBARDI
25 Assistant United States Attorney

26
27 NICHOLAS BROWN
28 Assistant United States Attorney