

AO 91 (Rev. 02/09) Criminal Complaint

Felony

United States District Court
Southern District of Texas

FILED

UNITED STATES DISTRICT COURT

MAR 11 2019

for the
Southern District of Texas

David J. Bradley, Clerk of Court

United States of America)
v.)
Dimas TORRES-Rodriguez)
)
)
)
)

Case No. *B-19-338-MJ*

Defendant

CRIMINAL COMPLAINT

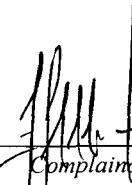
I, the complainant in this case, state that the following is true to the best of my knowledge and belief.
On or about the date of March 10, 2019 in the county of Cameron in the Southern District of Texas, the defendant violated 22 U. S. C. § 2778
an offense described as follows:

Knowingly and willfully export and cause to be exported into the Republic of Mexico from the United States of America a defense article, that is, to wit: five (5) 7.62 caliber AK type rifles, two (2) 5.56 caliber AR type rifles, four (4) 30 round 7.62 caliber magazines, and two (2) 30 round 5.56 caliber magazines, , 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.

This criminal complaint is based on these facts:

See Attachment "A".

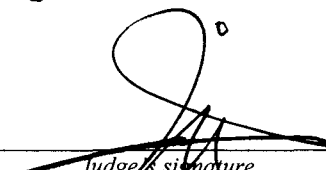
Continued on the attached sheet


Complainant's signature
Francisco Javier Mata, HSI Special Agent
Printed name and title

Sworn to before me and signed in my presence.

Date: March 11, 2019

City and state: Brownsville, Texas

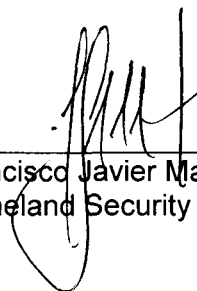

Judge's signature
IGNACIO TORTEYA, III, U.S. MAGISTRATE JUDGE
Printed name and title

Attachment A

On March 9, 2019, Homeland Security Investigations Special Agents received information of a suspicious firearms purchase at the SAXET gun show in McAllen, Texas. HSI special agents responded and observed an individual later identified as Dimas TORRES-Rodriguez purchase approximately eight firearms. HSI conducted surveillance and followed TORRES to his residence in Brownsville, TX. HSI continued surveillance and on March 10, 2019, TORRES was observed concealing rifles in the cavity of the tail lights of his Dodge Pickup. TORRES was later observed driving towards the Brownsville and Matamoros Port of Entry, Brownsville, TX (B&M POE). The information was referred to Customs and Border Protection Officers (CBPOs).

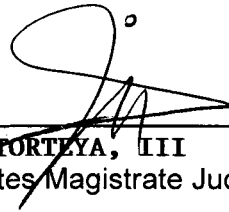
CBPOs at the B&M POE encountered TORRES, a legal permanent resident, attempting to depart the United States driving his 1999 Dodge Pickup. CBPOs conducted an outbound inspection of TORRES. TORRES gave a negative declaration for money, ammunition, and firearms. CBPOs inspected the vehicle and the inspection revealed five (5) 7.62 caliber AK type rifles, two (2) 5.56 caliber AR type rifles, four (4) 30 round 7.62 caliber magazines, and two (2) 30 round 5.56 caliber magazines, concealed in a non-factory compartment located behind the tail light of the vehicle, as well as under the plastic bedliner of the vehicle.

HSI Special Agents conducted an interview of TORRES. TORRES was provided his written Miranda rights by HSI Special Agents in the Spanish language and he agreed to give a statement without the presence of an attorney. TORRES admitted he concealed the firearms in the vehicle he was driving. Furthermore, TORRES stated he was going to get paid \$600.00 to deliver the firearms to an individual in Matamoros, Tamaulipas, Mexico. TORRES stated that he knew it was illegal to export weapons and ammunition from the U.S. into Mexico. TORRES further stated that he did not have nor had ever applied for a Department of State license to export firearms and ammunition.



Francisco Javier Mata, Special Agent
Homeland Security Investigations

Sworn to before me and signed in my presence on March 11, 2019, in Brownsville, Texas.



IGNACIO TORTIYA, III
United States Magistrate Judge