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CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
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PUBLIC DISCLOSURE

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

United States of America,
Plaintiff,

v.

1. Jose Beltran-Bermudez, and
(Counts 1 and 2)
2. Yazmin Arvayo-Palafox,
(Count 2)
Defendants.

NO. **CR 11 - 245 PHX ROS ECV**
INDICTMENT

VIO: 18 U.S.C. §§ 922(g)(5)(A) and
924(a)(2)
(Illegal Alien in Possession of a
Firearm)
Counts 1 and 2

18 U.S.C. § 924(d) and
28 U.S.C. § 2461(c)
(Forfeiture Allegation)

THE GRAND JURY CHARGES:

COUNT 1

On or about May 27, 2010, in the District of Arizona, the defendant, JOSE BELTRAN-BERMUDEZ, an alien illegally and unlawfully in the United States, did knowingly possess, 137 Century International Arms, Inc. (CIA), Model WASR10, 7.62x39mm caliber rifles; four Century International Arms, Inc. (CIA), Model GP1975, 7.62x39mm caliber rifles; one Lancaster Arms, Model NDS-3, 7.62x39 mm caliber rifle; and five Century International Arms, Inc. (CIA), Model Draco, 7.62x39mm caliber pistols, firearms which had been shipped and transported in interstate commerce.

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

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COUNT 2

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2 On or about August 3, 2010, in the District of Arizona, defendants, JOSE BELTRAN-
3 BERMUDEZ and YAZMIN ARVAYO-PALAFOX, both aliens illegally and unlawfully in the
4 United States, did knowingly possess 64 Century International Arms, Inc. (CIA), Model
5 WASR10, 7.62x39mm caliber rifles and 16 Century International Arms, Inc. (CIA), Model
6 GP1975, 7.62x39mm caliber rifles, firearms which had been shipped and transported in
7 interstate commerce.

8 In violation of Title 18, United States Code, Sections 922(g)(5)(A) and 924(a)(2).
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10 **FORFEITURE ALLEGATION**

11 Upon conviction of the offenses in violation of Title 18 United States Code, Sections
12 922(g)(5) and 924(a)(2), set forth in Counts 1 and 2, defendants shall forfeit to the United States,
13 pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code,
14 Section 2461(c), any firearms and/or ammunition involved in or used in the knowing violation
15 of the statutes set forth above.

16 If any of the above-described forfeitable property, as a result of any act or omission of
17 the defendants: (1) cannot be located upon the exercise of due diligence; (2) has been
18 transferred or sold to, or deposited with, a third person; (3) has been placed beyond the
19 jurisdiction of the Court; (4) has been substantially diminished in value; or (5) has been
20 commingled with other property which cannot be subdivided without difficulty, the United
21 States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,

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1 United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section
2 2461(c).

3 All pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States
4 Code, Section 2461(c).

5
6 A TRUE BILL

7 /s/

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9 **FOREPERSON OF THE GRAND JURY**
Date: February 8, 2011

10 DENNIS K. BURKE
11 United States Attorney
District of Arizona

12 /s/

13 LISA JENNIS SETTEL
14 Assistant U.S. Attorney

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