

AO (Rev. 5/85) Criminal Complaint

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PANAMA CITY DIVISION

UNITED STATES OF AMERICA

**AMENDED CRIMINAL COMPLAINT**

vs.

CASE NUMBER: 5:10-MJ-81-LAB

RAMIRO GOMEZ, aka "Carnal," "Ramiro," "Ticas,"  
"Tgre," "Nona" and "Jenaro Cora Gonzalez;"  
JULIAN GARCIA-PENALOZA, aka "Alberto Moreno-Garza,"  
"Primo" and "Martin;"  
FNU LNU, aka "El Puma" and "Joselo," whose voice can be heard  
on Target Telephone 4, call session 243 on May 23, 2010  
at 6:38 P.M.;

SANTIAGO VALDEZ-GOMEZ, aka "Juan Mendoza-Sanches," and  
"Guicho;"  
JOSE BARAJAS, aka "Tortugo;"  
PASQUAL MONTOR-TORRES, aka "Toloche" and "Cacheton;"  
MARIA CIFUENTES-ESPINOZA, aka "Claudia;" and  
FLORENCIO BARRIOS-HERNANDEZ

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief.

**COUNT ONE:**

From in or about April 2009 to on or about May 28, 2010, in the Northern District of Florida, the defendants, with each other and others to knowingly and intentionally possess with intent to distribute and to distribute a controlled substance, namely, in excess of 5 kilograms of mixtures containing cocaine and in excess of 500 grams of mixtures and substances containing methamphetamine, in violation of 21 U.S.C. § 841(a)(1), all in violation of Title 21, United States Code, Section 846 and Title 18, United States Code, Section 2.

**COUNT TWO:**

On or about May 28, 2010, in the Northern District of Florida, the defendants, RAMIRO GOMEZ and JULIAN GARCIA-PENALOZA, conspired to transfer and possess machineguns, namely fifty AK-47 fully automatic machineguns, in violation of Title 18, United States Code, Sections 922(o) and 2, all in violation of Title 18, United States Code, Section 371.

**COUNT THREE:**

On or about May 28, 2010, in the Northern District of Florida, the defendants, RAMIRO GOMEZ and JULIAN GARCIA-PENALOZA, received and in any manner facilitated the transportation, concealment, and sale of any merchandise, article or object, namely fifty AK-47 fully automatic machineguns, prior to exportation, knowing the same intended to be exported contrary to any law and regulation of the United States, in violation of Title 18, United States Code, Sections 554 and 2.

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Rec'd 06/01/10 10:50:51 AM

**COUNT FOUR:**

On or about May 28, 2010, in the Northern District of Florida, the defendants, RAMIRO GOMEZ and JULIAN GARCIA-PENALOZA, SANTIAGO VALDEZ-GOMEZ, and BARRIOS-HERNANDEZ, knowingly possessed firearms, as defined in Title 26, United States Code, Section 5845(a), namely ten AK-47 fully automatic machineguns, which firearms were not registered to them in the National Firearms Registration and Transfer Record, as required by Title 26, United States Code, Chapter 53, all in violation of Title 26, United States Code, Sections 5861(d) and 5871, and Title 18, United States Code, Section 2.

I further state that I am a Special Agent with the United States Drug Enforcement Administration, and that this Complaint is based upon the following facts: SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof:       Yes     No

SA Brian S. Lammers  
Special Agent Brian S. Lammers  
Drug Enforcement Administration

Sworn to before me and subscribed in my presence, on June 1, 2010, at Panama City, Florida.

LARRY A. BODIFORD  
LARRY A. BODIFORD  
U.S. Magistrate Judge