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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

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9 UNITED STATES OF AMERICA,
10 PLAINTIFF,

11 VS.

12 CHRISTIAN ROMERO,
13 DEFENDANT.

CRIMINAL INDICTMENT

2:10-cr- 428

VIOLETIONS:

18 U.S.C. §§ 922(a)6), 924(a)(2) - Illegal Acquisition of a Firearm

18 U.S.C. § 2 - Aiding and Abetting

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

16 **THE GRAND JURY CHARGES THAT:**

17 **COUNT ONE**
18 **Illegal Acquisition of a Firearm**

19 On or about July 7, 2010, in the State and Federal District of Nevada,

20 **CHRISTIAN ROMERO,**

21 defendant herein, in connection with the acquisition of firearms, to wit: a CMMG model M4LE
22 .223-caliber semi-automatic rifle, bearing serial number A-7708; and a Bushmaster model
23 M4A3 .223-caliber semi-automatic rifle, bearing serial number BFI669792, from "New
24 Frontier Armory," a licensed dealer of firearms within the meaning of Chapter 44 of Title 18,
25 United States Code, knowingly made and caused to be made a false and fictitious written
26 statement to "New Frontier Armory," which statement was intended and likely to deceive

1 "New Frontier Armory" as to a fact material to the lawfulness of the sale of said firearms
2 under Chapter 44 of Title 18, United States Code, in that another person, under the direction
3 of CHRISTIAN ROMERO, did execute a Bureau of Alcohol, Tobacco, Firearms and
4 Explosives Form 4473 Firearms Transaction Record, wherein the other person represented
5 that he was the actual buyer of the firearms indicated on the Form 4473, when in fact as the
6 defendant well knew, CHRISTIAN ROMERO was the actual buyer of the firearms; all in
7 violation of Title 18, United States Code, Sections 922(a)(6), 924(a)(2) and 2.

8 **COUNT TWO**
9 **Illegal Acquisition of a Firearm**

10 On or about July 7, 2010, in the State and Federal District of Nevada,

11 **CHRISTIAN ROMERO,**

12 defendant herein, in connection with the acquisition of firearms, to wit: a Century Arms model
13 M70AB2 7.62 millimeter semi-automatic rifle, bearing serial number M70AB23647; and a
14 Century Arms model M70AB2 7.62 millimeter semi-automatic rifle, bearing serial number
15 M70AB23659, from "Discount Firearms," a licensed dealer of firearms within the meaning
16 of Chapter 44 of Title 18, United States Code, knowingly made and caused to be made a
17 false and fictitious written statement to "Discount Firearms," which statement was intended
18 and likely to deceive "Discount Firearms" as to a fact material to the lawfulness of the sale
19 of said firearms under Chapter 44 of Title 18, United States Code, in that another person,
20 under the direction of CHRISTIAN ROMERO, did execute a Bureau of Alcohol, Tobacco,
21 Firearms and Explosives Form 4473 Firearms Transaction Record, wherein the other person
22 represented that he was the actual buyer of the firearms indicated on the Form 4473, when
23 in fact as the defendant well knew, CHRISTIAN ROMERO was the actual buyer of the
24 firearms; all in violation of Title 18, United States Code, Sections 922(a)(6), 924(a)(2) and
25 2.

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COUNT THREE

Illegal Alien in Possession of a Firearm

On or about July 7, 2010, in the State and Federal District of Nevada,

CHRISTIAN ROMERO,

defendant herein, being an alien illegally or unlawfully in the United States, did knowingly possess a firearm, to wit: a CMMG model M4LE .223-caliber semi-automatic rifle, bearing serial number A-7708; and a Bushmaster model M4A3 .223-caliber semi-automatic rifle, bearing serial number BFI669792, said possession being in and affecting interstate commerce and said firearms having been shipped and transported in interstate commerce, in violation of Title 18, United States Code, Sections 922(g)(5)(A) and 924(a)(2).

COUNT FOUR

Illegal Alien in Possession of a Firearm

On or about July 7, 2010, in the State and Federal District of Nevada,

CHRISTIAN ROMERO,

defendant herein, being an alien illegally or unlawfully in the United States, did knowingly possess a firearm, to wit: a Century Arms model M70AB2 7.62 millimeter semi-automatic rifle, bearing serial number M70AB23647; and a Century Arms model M70AB2 7.62 millimeter semi-automatic rifle, bearing serial number M70AB23659, said possession being in and affecting interstate commerce and said firearms having 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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FORFEITURE ALLEGATION

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2 1. The allegations contained in Counts One through Four of this Indictment
3 are hereby re-alleged and incorporated herein by reference for the purpose of alleging
4 forfeiture pursuant to the provisions of Title 18, United States Code, Section 924(d)(1) and
5 Title 28, United States Code, Section 2461(c).

6 2. Upon a conviction of the felony offenses charged in Counts One through
7 Four of this Indictment, **CHRISTIAN ROMERO**, defendant herein, shall forfeit to the United
8 States the firearm and ammunition involved in the commission of the violation of Title 18,
9 United States Code, Sections 922(a)(6) and 922(g)(5)(A):

- 10 (a) a CMMG model M4LE .223-caliber semi-automatic rifle, bearing serial
- 11 number A-7708,
- 12 (b) a Bushmaster model M4A3 .223-caliber semi-automatic rifle, bearing
- 13 serial number BFI669792,
- 14 © a Century Arms model M70AB2 7.62 millimeter semi-automatic rifle,
- 15 bearing serial number M70AB23647,
- 16 (d) a Century Arms model M70AB2 7.62 millimeter semi-automatic rifle,
- 17 bearing serial number M70AB23659, and
- 18 (e) any and all ammunition.

19 All pursuant to Title 18, United States Code, Sections 922(a)(6), 922(g)(5)(A),
20 and 924(d), and Title 28, United States Code, Section 2461(c).

21 **DATED:** this 24 day of August, 2010.

22 **A TRUE BILL:**

23 _____ /S/
24 FOREPERSON OF THE GRAND JURY

24 DANIEL G. BOGDEN
25 United States Attorney

25 
26 PHILLIP N. SMITH, JR.
Assistant United States Attorney