

COUNT ONE
18 U.S.C. § 952(a) & 960(a)(1) -
Importation of a Controlled Substance (Cocaine)

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

knowingly and intentionally imported into the United States from Mexico a controlled substance, which offense involved a quantity of a mixture or substance containing a detectable amount of cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, sections 952(a) and 960(a)(1).

COUNT TWO
18 U.S.C. § 841(a)(1) -
Possession with Intent to Distribute (Cocaine)

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved a quantity of a mixture or substance containing a detectable amount of cocaine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT THREE
18 U.S.C. § 952(a) & 960(a)(1) -
Importation of a Controlled Substance (Methamphetamine)

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

knowingly and intentionally imported into the United States from Mexico a controlled substance, which offense involved a quantity of 5 grams or more of methamphetamine, a

Schedule II Controlled Substance, in violation of Title 21, United States Code, sections 952(a) and 960(a)(1).

COUNT FOUR
18 U.S.C. § 841(a)(1) -
Possession with Intent to Distribute (Cocaine))

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved a quantity of 5 grams or more of methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FIVE
18 U.S.C. § 924(c)
Carrying a Firearm During a Drug Trafficking Crime

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly carry a firearm during a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, Importation of a Controlled Substance (Cocaine) in violation of Title 21, United States Code, section 952(a); Possession of a Controlled Substance With Intent to Distribute (Cocaine), in violation of Title 21, United States Code, section 841(a)(1); Importation of a Controlled Substance (Methamphetamine), in violation of Title 21, United States Code, section 952(a); and Possession of a Controlled Substance With Intent to Distribute (Methamphetamine), in violation of Title 21, section 952(a); all in violation of Title 18, United States code, Section 924(c)(1)(A).

COUNT SIX
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about April 26, 2005, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the El Paso Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT SEVEN
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about April 23, 2007, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the El Paso Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT EIGHT
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about August 1, 2007, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the Sun City Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT NINE
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about February 7, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the Collector's Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT TEN
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about February 29, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the Collector's Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT ELEVEN
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about June 7, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to Collector's Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of Keystone Sporting Arms, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT TWELVE
18 U.S.C. § 924(a)(1)(A)
False Statement During Purchase of a Gun

On or about April 11, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

did knowingly make a false statement and representation to the Collector's Gun Exchange, a person or entity licensed under the provisions of Chapter 44 of Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of El Paso Gun Exchange, in that defendant did execute a Department of Treasury, Bureau of Alcohol, Tobacco and Firearms Form 4473, stating his residence address was 712 S. Hills, El Paso, Texas, when in truth and fact, that was not his residence address, in violation of Title 18, United States Code, section 924(a)(1)(A).

COUNT THIRTEEN
18 U.S.C. § 922(a)(9)
Receipt of Firearm While Not Being a Resident of the State

On or about April 26, 2005, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one Beretta, model Tomcat, .32-caliber pistol with serial number DAA368759, in violation of Title 18, United States Code, section 922(a)(9).

COUNT FOURTEEN
18 U.S.C. § 922(a)(9)
Receipt of Firearm While Not Being a Resident of the State

On or about April 23, 2007, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one Beretta, model PX4, .40-caliber pistol with serial number PY16361, in violation of Title 18, United States Code, section 922(a)(9).

COUNT FIFTEEN
18 U.S.C. § 922(a)(9)
Receipt of Firearm While Not Being a Resident of the State

On or about August 1, 2007 in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one FN, model Five Seven, 5.7-caliber pistol with serial number 386147025, in violation of Title 18, United States Code, section 922(a)(9).

COUNT SIXTEEN
18 U.S.C. § 922(a)(9)
Receipt of Firearm While Not Being a Resident of the State

On or about February 7, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received

a firearm, to wit: one FNH, model FNP-40, .40-caliber pistol with serial number 61CMT06770, and a Kimber, Model Custom, .45-caliber pistol with serial number K233229, in violation of Title 18, United States Code, section 922(a)(9).

COUNT SEVENTEEN

18 U.S.C. § 922(a)(9)

Receipt of Firearm While Not Being a Resident of the State

On or about February 29, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one Heckler and Koch, model P2000, 9mm pistol with serial number 116-037417, in violation of Title 18, United States Code, section 922(a)(9).

COUNT EIGHTEEN

18 U.S.C. § 922(a)(9)

Receipt of Firearm While Not Being a Resident of the State

On or about June 7, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one Sako, model Deluxe King Ranch, 308-caliber rifle with serial number 723295, in violation of Title 18, United States Code, section 922(a)(9).

COUNT NINETEEN

18 U.S.C. § 922(a)(9)

Receipt of Firearm While Not Being a Resident of the State

On or about April 11, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

a person who was not a licensed importer, manufacturer or collector within the meaning of

Title 18, United States Code, Chapter 44, and who does not reside in any State, received a firearm, to wit: one Sig-Sauer, model Mosquito, .22-caliber pistol with serial number F002425, in violation of Title 18, United States Code, section 922(a)(9).

COUNT TWENTY
8 U.S.C. § 1324(a)(2)(B)(i)
Bringing to of an Alien

On or about November 4, 2008, in the Western District of Texas, Defendant

RAMON GANDARA

knowing and in reckless disregard of the fact that an aline had not received prior official authorization to come to, enter, and reside in the United States, did bring to and attempt to bring to the United States such alien with reason to believe that the alien would commit a felony offense against the United States, all in violation of Title 8, United States Code, section 1324(a)(2)(B)(i).

COUNTS TWENTY-ONE THROUGH THIRTY-FOUR
31 U.S.C. § 5324(a)(3) and (d)(1) and (2)
Structuring to Evade Reporting Requirements

On or about the dates set forth below, in the Western District of Texas, Defendant

RAMON GANDARA

for the purpose of evading the reporting requirements of Title 31, United States Code, Section 5313(a), and the regulations promulgated thereunder, did structure and assist in structuring transactions with JP Morgan Chase Bank, a financial institution, by depositing or causing to be deposited currency in the amounts set forth below:

COUNT	DATE	AMOUNT(S)
Twenty-one	November 14, 2006	\$9,000 \$3,000
Twenty-two	January 10, 2007	\$8,000 \$6,000

Twenty-three	January 17, 2007	\$5,000 \$4,000 \$3,000
Twenty-four	January 18, 2007	\$4,000 \$5,000 \$3,000
Twenty-five	January 19, 2007	\$6,000 \$5,000 \$4,000 \$3,000
Twenty-six	February 8, 2007	\$9,000 \$3,000 \$8,000
Twenty-seven	April 11, 2007	\$9,500 \$9,500
Twenty-eight	April 12, 2007	\$9,500 \$9,000 \$2,500
Twenty-nine	June 18, 2007	\$9,000
Thirty	June 19, 2007	\$7,700 \$6,700
Thirty-one	June 20, 2007	\$7,100
Thirty-two	June 21, 2007	\$5,000
Thirty-three	November 1, 2007	\$9,000
Thirty-four	November 2, 2007	\$9,000

The Grand Jury further charges that defendant committed the above-noted violations as part of a pattern of illegal activity involving more than \$100,000 in a 12-month period.

All in violation of Title 31, United States Code, sections 5324(a)(3) and (d)(1) and (2).

COUNT THIRTY-FIVE

31 U.S.C. § 5324(c)(3) and (d)(1) and (2)

Structuring to Evade Reporting Requirements

Beginning on or about November 14, 2006 and continuing to on or about November 4,

2008, in the Western District of Texas, Defendant

RAMON GANDARA

for the purpose of evading the reporting requirements of Title 31, United States Code, Section 5316, did structure and assist in structuring the importation of monetary instruments, which was done as part of a pattern of illegal activity involving more than \$100,000 in a 12-month period, all in violation of Title 31, United States Code, section 5324(c)(3) and (d)(2).

NOTICE OF GOVERNMENT'S DEMAND FOR FORFEITURE
(31 U.S.C. § 5324; 31 U.S.C. § 5317; and 21 U.S.C. § 853)

Upon the conviction of one or more of the offense(s) set forth in Counts 1 through 35, Defendant RAMON GANDARA, shall to the United States pursuant to Title 31 U.S.C. § 5317(c)(1), all property, real or personal, involved in the offense(s) and any property traceable thereto in violation of this indictment including but not limited to the following:

1. One (1) Sako, Deluxe King's Ranch 30-06 Bolt Action Rifle, serial number 723295, found in an overhead cabinet on the driver's side of the RV, with one (1) round of corresponding ammunition;
2. One (1) loaded FNH, FNP-40, .40 caliber semi-automatic pistol, serial number 61CMT06770, found in a travel bag under the sink near the narcotics, with 13 rounds of corresponding ammunition;
3. One (1) Glock, Model 17, 9 millimeter semi-automatic pistol, serial number SLL250US, found in a bag on the floor between the driver's and passenger's seat, with corresponding ammunition;
4. One (1) loaded FNH, FNP-9, 9 millimeter semi-automatic pistol, serial number 61BMT02623, found in the backrest of the driver's seat, with 47 total rounds of corresponding ammunition; along with
5. One (1) Stun Gun
6. One (1) round of FN 5.7 caliber ammunition
7. Fourteen (14) rounds of Winchester 308 caliber ammunition

8. A weapons mounted laser aiming system;
9. A weapons mounted rail light system;
10. A .308 caliber magazine like the one utilized by a FALN .308 caliber assault rifle,
11. Fourteen (14) .308 caliber rounds; and
12. A high powered scope.
13. One (1) SONY VAIO COMPUTER (C3LN7Z7D),
14. One (1) FUJITSU LAPTOP (CP229725-01),
15. One (1) SONY VAIO LAPTOP (5B4164FB),
16. One (1) APPLE LAPTOP (W87512KUZ64),
17. One (1) APPLE MAC BOOK LAPTOP (W88070L418X),
18. One (1) SONY VAIO LAPTOP (1756731410278276); and
19. One (1) MOTION XP TABLET PC (00097437LE1600); and
various peripheral equipment described as:
 20. Nine (9) JUMP DRIVES;
 21. Four (4) CELL PHONE SIM CARDS;
 22. One (1) OMEGA EXTERNAL HARD DRIVE;
 23. One (1) MAXTOR EXTERNAL HARD DRIVE;
 24. TOSHIBA 320 GB HARD DRIVE (483FF1U75C73)
 25. MOTOROLA CELLPHONE (1HDT56NFT1)
 26. MOTOROLA CELLPHONE (364VJN45NZ)
 - 27.
 28. MOTOROLA CELLPHONE (134WHJ05LD)
 29. MOTOROLA CELLPHONE (N2539ANEX)
 30. MOTOROLA CELLPHONE (364VHYMC25)

31. LG CELLPHONE (707MMTJ372593)
32. SANYO CELLPHONE (00515761928)
33. NOKIA CELLPHONE (353954010241074)
34. VERTU CELLPHONE (35226010124015)
35. NOKIA CELLPHONE (356647003729876)
36. MOTOROLA CELLPHONE (N2541A800)
37. NEXTEL BLACKBERRY (01000085532190)
38. SAMSUNG CELLPHONE (7UQ398451T)
39. DISNEY CELLPHONE (MGD3080)
40. NOKIA BLACKBERRY (353659014928101)
41. MOTOROLA BLACKBERRY (358786011025832)
42. SAMSUNG CELLPHONE (RPT09430708)
43. NOKIA BLACKBERRY (353659015003367)
44. HOME TRIO BLACKBERRY (PRW40CB7HFR)
45. NOKIA BLACKBERRY (353659015003276)
46. SONY DIGITAL CAMERA (672097)
47. HTC DIGITAL VIEWER (HT725FM00129)
48. SONY DIGITAL CAMERA (705414)
49. SONY VAIO VIEWER (010937000389887)
50. SAMSUNG VIDEO CAMERA (ABWU6VNPA00068X)
51. SONY HANDYCAM (1338053)
52. Fifteen (15) MEMORY CARDS;
53. One hundred, eighty-one thousand, five hundred (\$181,500) Money Judgment;
and

54. All funds, monies up to \$181,500 in JP Morgan Chase account # xxxxxxxx2965.

B. SUBSTITUTE ASSETS

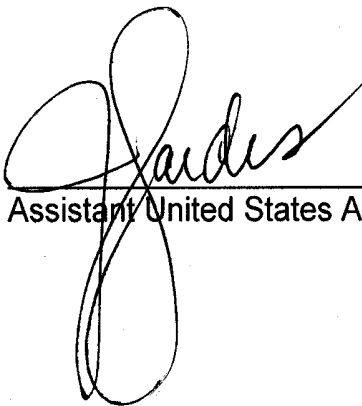
If any property subject to forfeiture as a result of the offense(s) set forth in Counts 1 through 35:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

as a result of any act or omission of the Defendant, it is the intent of the United States of America, to seek forfeiture of any other property of said Defendant, up to the value of the property listed above as being subject to forfeiture.

A TRUE BILL.

FOREPERSON OF THE GRAND JURY



Assistant United States Attorney