



**BENITO HERNANDEZ, (1)**  
**HERMINIO HERNANDEZ, (2)**  
**and**  
**SANDRA SAENZ, (3)**

each aiding and abetting the other, in connection with the acquisition of firearms, from various federally licensed firearms dealers, knowingly made false and fictitious written statements to these federally licensed firearms dealers, which statements were likely to deceive these federally licensed firearms dealers, as to a fact material to the lawfulness of such acquisition of the said firearms to the defendant under Chapter 44 of Title 18, in that the defendant represented that he was the actual buyer of the firearms indicated on the ATF 4473 forms, although he was not the actual buyer of the firearms as indicated on the forms, in violation of Title 18, United States Code, Sections 2 and 922(a)(6).

**COUNT THREE**  
**[18 U.S.C. §§ 922(a)(6) and 2]**

That on or about April 12, 2006, within the Western District of Texas, the Defendants,

**BENITO HERNANDEZ, (1)**  
**and**  
**JOANETTE GONZALES, (4)**

each aiding and abetting the other, in connection with the acquisition of firearms, from various federally licensed firearms dealers, knowingly made false and fictitious written statements to these federally licensed firearms dealers, which statements were likely to deceive these federally licensed firearms dealers, as to a fact material to the lawfulness of such acquisition of the said firearms to the defendant under Chapter 44 of Title 18, in that the defendant represented that he was the actual buyer of the firearms indicated on the ATF 4473 forms, although he was not the actual buyer of the firearms as indicated on the forms, in violation of Title 18, United States Code, Sections 2 and 922(a)(6).

**COUNT FOUR**  
**[18 U.S.C. §§ 922(a)(6) and 2]**

That on or about June 20, 2006, within the Western District of Texas, the Defendants,

**BENITO HERNANDEZ, (1)**  
**and**  
**JOANETTE GONZALES, (4)**

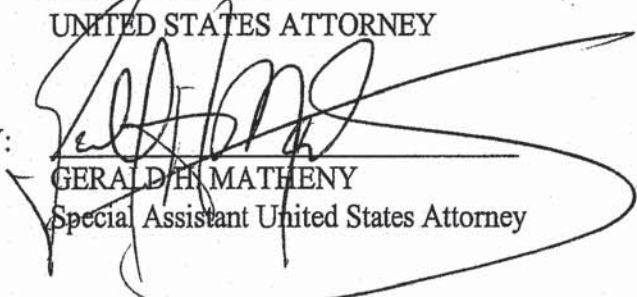
each aiding and abetting the other, in connection with the acquisition of firearms, from various federally licensed firearms dealers, knowingly made false and fictitious written statements to these federally licensed firearms dealers, which statements were likely to deceive these federally licensed firearms dealers, as to a fact material to the lawfulness of such acquisition of the said firearms to the defendant under Chapter 44 of Title 18, in that the defendant represented that he was the actual buyer of the firearms indicated on the ATF 4473 forms, although he was not the actual buyer of the firearms as indicated on the forms, in violation of Title 18, United States Code, Sections 2 and 922(a)(6).

A TRUE BILL.

  
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FOREPERSON OF THE GRAND JURY

JOHNNY SUTTON  
UNITED STATES ATTORNEY

BY:

  
GERALD H. MATHENY  
Special Assistant United States Attorney