

AO 91 (Rev. 08/09) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

United States District Court
Southern District of Texas
FILED

DEC - 2 2011

United States of America)

v.)

Waldo SANCHEZ YOB: 1990 USA)

Rosa GARCIA YOB: 1979 USA)

Rolando CAVAZOS aka "Guero" YOB: 1977 USA)

Defendant(s)

David J. Bradley, Clerk

Case No. M-11-3174-M

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of November 10 to Dec 1, 2011 in the county of Hidalgo in the Southern District of Texas, the defendant(s) violated:

Code Section
18 USC 924(a)(1)(A)
& 18 USC 371

Offense Description
Title 18, U.S.C., Section 924 (a)(1)(A) - unlawful for any person to knowingly make any false statement or representation with respect to the information required to be kept in the records of a licensed Federal Firearms Dealer.

Title 18, U.S.C., Section 371 - It shall be unlawful for two or more persons to conspire either to commit any offense against the United States, or to defraud the United States, or any agency thereof in any manner or for any purpose

This criminal complaint is based on these facts:

See Attachment A

Continued on the attached sheet.

Approved to file
Terry L. Leonard
Asst U.S. Attorney

Complainant's signature

Special Agent Nathan Sheldon

Printed name and title

Sworn to before me and signed in my presence.

Date: 12/02/2011

Judge's signature

City and state: McAllen, Texas

Honorable Peter Ormsby

Printed name and title

ATTACHMENT A

I, Special Agent Nathan Sheldon, affiant, do hereby depose and state the following:

1. I have been a Special Agent with ATF for approximately 6 years. I have been a law enforcement official for nine years. I am currently assigned to the McAllen Field Office and am charged with investigating violations of Federal Law, including violations of the Gun Control Act of 1968, as amended (Title 18, United States Code, Sections 921 et seq.), explosives, arson, alcohol, and tobacco laws. I know it to be unlawful for a person to knowingly make any false statement or representation with respect to the information required to be kept in the records of a licensed Federal Firearms Dealer. The facts establishing the foregoing issuance of an arrest warrant are based on the following:
2. Previously, your affiant received information in reference to an individual named Waldo Sanchez who had purchased several firearms from a Federal Firearm Licensee in the Southern District of Texas. During this investigation, your affiant discovered that SANCHEZ had purchased a known total of 28 firearms to include fifteen (15) 7.62 x 39 caliber rifles four (4) 223 caliber rifles, two (2) Beretta pistols, one (1) Barrett .50 caliber rifle, and six (6) .308 caliber rifles. These firearms are highly trafficked firearms extremely desired by drug trafficking organizations in Mexico.
3. On December 1, 2011, HSI Agents were conducting surveillance outside a Federal Firearms Licensee located in McAllen, Texas. HSI Agents observed what was believed to be a straw purchase and began surveillance on a silver vehicle. HSI contacted ATF Agents who assisted with the surveillance. The silver vehicle drove to a parking lot located in McAllen, Texas.
4. A short time later the driver of the silver car placed two brown boxes inside the back seat of a blue car. After the transfer of the boxes, the silver car left the area. ATF and HSI Agents approached the blue vehicle and made contact with SANCHEZ, GARCIA, and CAVAZOS who was the driver of the blue vehicle.
5. Inside the blue vehicle were two brown rifle boxes, each containing three (3) rifles and three magazines. The rifles are further described as a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS04668, a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS05292, a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS05198, a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS03532, a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS03541, and a Century Arms International, model AKMS, 7.62 x 39 caliber rifle bearing serial number KMS03875.

ATTACHMENT A

6. Upon rights advisement, SANCHEZ admitted on December 1, 2011, he received money from "Guero" and directed a straw purchaser to purchase six firearms from a federal firearms licensee in McAllen, Texas. Upon the conclusion of the purchase SANCHEZ arranged for "Guero" to pick up the firearms. SANCHEZ further stated that he and his girlfriend, GARCIA had been contacted by "Guero" in November and he and GARCIA agreed to purchase firearms. SANCHEZ admitted that he had purchased approximately 28 firearms for "Guero" on previous occasions and each time was paid approximately \$100 for each firearms. SANCHEZ also admitted that he knew that the firearms he was purchasing were later being smuggled into the country of Mexico. SANCHEZ further stated that on one occasion he purchased approximately 30 magazines. SANCHEZ estimated that between he and GARCIA they have profited between seven to ten thousand dollars.

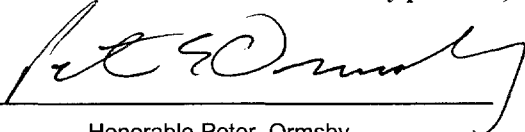
7. Upon rights advisement, GARCIA admitted that on December 1, 2011, she and SANCHEZ contacted a straw purchaser to buy weapons for "Guero". According to GARCIA she and SANCHEZ provided this straw purchaser with money and instructed this person to purchase the aforementioned rifles. GARCIA also admitted to purchasing approximately twenty firearms (20) in the month of November 2011 and later transferring the firearms to "Guero".

8. Upon rights advisement, CAVAZOS stated he has been contacted by another individual and was instructed to find buyers to purchase weapons. CAVAZOS stated he would then provide money to SANCHEZ who in turn would recruit individuals to purchase weapons. After the firearms were purchased SANCHEZ would give the firearms to CAVAZOS. CAVAZOS stated that he would then transport the weapons to a location in the McAllen area and transfer the weapons to another individual. CAVAZOS stated that he was paid \$200 dollars for each weapon he transferred.



Special Agent Nathan Sheldon

Sworn to before me and subscribed in my presence,



Honorable Peter Ormsby

12/02/2011
