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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
October 2009 Grand Jury

| | | |
|---------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | CR No. 10-_____ |
| |) | |
| Plaintiff, |) | <u>I N D I C T M E N T</u> |
| |) | |
| v. |) | [18 U.S.C. § 1962(d): |
| |) | Racketeer Influenced and |
| ARMANDO BARAJAS, |) | Corrupt Organizations |
| aka "Mando," |) | Conspiracy; 18 U.S.C. |
| JUAN GIL, |) | § 1962(c): Racketeer |
| aka "Nito," |) | Influenced and Corrupt |
| DAVID NAVARRO, |) | Organizations; 18 U.S.C. |
| aka "Plucky," |) | § 1959: Violent Crime in Aid |
| JOSE HURTADO, |) | of Racketeering; 21 U.S.C. |
| aka "Lonely," |) | § 846: Conspiracy to |
| aka "Solo," |) | Distribute and to Possess with |
| FRANK ALCALA, |) | Intent to Distribute |
| ENRIQUE JIMENEZ, |) | Methamphetamine and Heroin; 21 |
| aka "Cisco," |) | U.S.C. §§ 841(a)(1), |
| CARLOS RIVERA, |) | 841(b)(1)(A), (B), and (C): |
| aka "Chino," |) | Possession with Intent to |
| RIGO PORTILLO, |) | Distribute and Distribution of |
| aka "Lost Boy," |) | Methamphetamine; 18 U.S.C. |
| JUAN DIAZ, |) | § 922(g)(1): Felon in |
| aka "Swiftly," |) | Possession of a Firearm; 18 |
| CARLOS VASQUEZ, |) | U.S.C. § 922(d)(1): Sale of a |
| aka "Lil' Lazy," |) | Firearm to a Prohibited |
| ADOLPH MORAGA, |) | Person; 18 U.S.C. |
| aka "Fito," |) | §§ 924(c)(1)(A)(i), |
| STEVEN ESPINOZA, |) | (c)(1)(A)(ii), (c)(1)(A)(iii): |
| aka "Little Loki," |) | Use, Carrying, Brandishing, |
| RAFAEL ALVAREZ, |) | and Discharging of a Firearm |
| aka "Lil' Pokie," |) | in Furtherance of a Crime of |
| DANIEL REYES, |) | Violence or Drug-Trafficking |
| aka "Sugar," |) | Crime; 18 U.S.C. § 2: |
| |) | |

| | | | |
|----|----------------------------|---|-------------------------------|
| 1 | ZACARIAS ARTEAGA, |) | Aiding and Abetting and |
| | aka "Drew," |) | Causing an Act to be Done; 21 |
| 2 | HUGO QUIROZ, |) | U.S.C. § 843: Use of a |
| | ROBERT DEWESTER, |) | Communication Facility to |
| 3 | aka "Lucci," |) | Commit a Drug Trafficking |
| | MARLON JIRON, |) | Crime] |
| 4 | aka "Bow Easy," |) | |
| | FERNANDO MORALES, |) | |
| 5 | aka "Sicko," |) | |
| | ALEX CASTRO, |) | |
| 6 | aka "Sniper," |) | |
| | ALBERT MORENO, |) | |
| 7 | aka "Pelon," |) | |
| | MICHAEL SANCHEZ, |) | |
| 8 | aka "Dropper," |) | |
| | MANUEL CALDERON, |) | |
| 9 | aka "Toro," |) | |
| | VIRGINIA GIL, |) | |
| 10 | REBECCA ESTRADA, |) | |
| | MARIA LOPEZ, |) | |
| 11 | JESSICA MEDINA, |) | |
| | JESSICA PEREZ, |) | |
| 12 | RAUL PRIETO, |) | |
| | aka "Crook," |) | |
| 13 | DAVID HERNANDEZ, |) | |
| | FRANCISCO VENEGAS, |) | |
| 14 | STEVEN VEGA, |) | |
| | aka "Widget," |) | |
| 15 | ROBERT PEREZ, |) | |
| | ROSE MARIE MAGALLANES, |) | |
| 16 | JAMES KISSLING, |) | |
| | aka "Casper," |) | |
| 17 | JESSTINE LUCERO, |) | |
| | BIANCA LAGUNA, |) | |
| 18 | ANDREA RICHARDS, |) | |
| | SANTACRUZ SILVA, |) | |
| 19 | aka "Jose," |) | |
| | JOSE ROMERO, |) | |
| 20 | MARCO ANTONIO TORRES-CRUZ, |) | |
| | aka "Alex," |) | |
| 21 | INEZ MEZA, |) | |
| | aka "Gordo," |) | |
| 22 | AGUSTIN ANDALON, |) | |
| | ANGEL ARANDA, |) | |
| 23 | aka "Bandit," |) | |
| | SALVADOR MARTINEZ, |) | |
| 24 | aka "Flaco," |) | |
| | LUPE GONZALES, |) | |
| 25 | ROGELIO PERALTA, |) | |
| | ROBERT TOLSON, |) | |
| 26 | SANTIAGO MENDEZ, and |) | |
| | CARL COOK, |) | |
| 27 | |) | |
| | Defendants. |) | |
| 28 | |) | |

1 The Grand Jury charges:

2 GENERAL ALLEGATIONS

3 1. At all relevant times, defendants ARMANDO BARAJAS, also
4 known as ("aka") "Mando" ("BARAJAS"), JUAN GIL, aka "Nito" ("J.
5 GIL"), DAVID NAVARRO, aka "Plucky" ("NAVARRO"), JOSE HURTADO, aka
6 "Lonely," aka "Solo" ("HURTADO"), FRANK ALCALA ("ALCALA"),
7 ENRIQUE JIMENEZ, aka "Cisco" ("JIMENEZ"), CARLOS RIVERA, aka
8 "Chino" ("RIVERA"), RIGO PORTILLO, aka "Lost Boy" ("PORTILLO"),
9 JUAN DIAZ, aka "Swifty" ("DIAZ"), CARLOS VASQUEZ, aka "Lil' Lazy"
10 ("C. VASQUEZ"), ADOLPH MORAGA, aka "Fito" ("MORAGA"), STEVEN
11 ESPINOZA, aka "Little Loki" ("ESPINOZA"), RAFAEL ALVAREZ, aka
12 "Lil' Pokie" ("ALVAREZ"), DANIEL REYES, aka "Sugar" ("REYES"),
13 ZACARIAS ARTEAGA, aka "Drew" ("ARTEAGA"), HUGO QUIROZ ("QUIROZ"),
14 ROBERT DEWESTER, aka "Lucci" ("DEWESTER"), MARLON JIRON, aka "Bow
15 Easy" ("JIRON"), FERNANDO MORALES, aka "Sicko" ("MORALES"), ALEX
16 CASTRO, aka "Sniper" ("A. CASTRO"), ALBERT MORENO, aka "Pelon"
17 ("MORENO"), MICHAEL SANCHEZ, aka "Dropper" ("SANCHEZ"), MANUEL
18 CALDERON, aka "Toro" ("CALDERON"), VIRGINIA GIL ("V. GIL"),
19 REBECCA ESTRADA ("ESTRADA"), MARIA LOPEZ ("LOPEZ"), JESSICA
20 MEDINA ("MEDINA"), JESSICA PEREZ ("J. PEREZ"), RAUL PRIETO, aka
21 "Crook" ("PRIETO"), DAVID HERNANDEZ ("HERNANDEZ"), FRANCISCO
22 VENEGAS, aka "Cisco" ("VENEGAS"), STEVEN VEGA, aka "Widget"
23 ("VEGA"), ROBERT PEREZ ("ROBERT PEREZ"), ROSE MARIE MAGALLANES
24 ("MAGALLANES"), JESSTINE LUCERO ("LUCERO"), LUPE GONZALES
25 ("GONZALES"), and others known and unknown to the Grand Jury,
26 were members and associates of an organization engaged in, among
27 other things, murder, conspiracy to commit murder, attempted
28 murder, conspiracy to traffic in narcotics, narcotics-

1 trafficking, robbery, and extortion. At all relevant times, this
2 organization, known as the Ontario Black Angels criminal street
3 gang (the "Black Angels"), operated in the Central District of
4 California and elsewhere.

5 GENERAL BACKGROUND OF THE GANG

6 2. The Black Angels gang is a multi-generational street
7 gang that was formed in the 1950's as an automobile enthusiasts
8 club. In its early days, the Black Angels car club attended
9 police-sponsored road rallies in Ontario, California. By the
10 mid-1960's, however, the Black Angels had evolved into a criminal
11 street gang.

12 3. The Black Angels gang claims as its territory the
13 entire city of Ontario, California, although the gang's members
14 also live and commit crimes in other cities within San Bernardino
15 County and the greater Los Angeles area. Over the years, members
16 and associates of the Black Angels have been involved in
17 extensive criminal activity and acts of violence, including, but
18 not limited to, murders, attempted murders, the illegal
19 distribution and transportation of firearms, vandalism, the
20 transportation and sales of narcotics, and the smuggling of
21 contraband into correctional facilities.

22 4. The Black Angels gang maintains two sub-cliques made up
23 of younger members working their way up through the gang. The
24 first sub-clique, "Ontario Varrio Sur" ("OVS"), is the
25 traditional starting point for young members of the gang. OVS
26 members often commit minor crimes, including "tagging" or leaving
27 graffiti of the gang's symbols in the neighborhoods that the gang
28 controls, bicycle theft, and the extortion of vendors in city

1 parks. Defendants QUIROZ and ROBERT PEREZ are OVS members.
2 Eventually, some members of OVS are elevated into the "Angelitos
3 Negros" or "Junior Black Angels." The Junior Black Angels are
4 called upon by leaders of the Black Angels to commit crimes for
5 the gang, including robberies and the distribution of narcotics.
6 Defendant SANCHEZ is a Junior Black Angel. Some Junior Black
7 Angels are "blessed," and "get their wings," thereby becoming
8 full members of the Black Angels gang. Defendants BARAJAS, GIL,
9 NAVARRO, HURTADO, ALCALA, JIMENEZ, RIVERA, PORTILLO, DIAZ, C.
10 VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, ARTEAGA, DEWESTER,
11 JIRON, MORALES, A. CASTRO, MORENO, and VEGA are full members of
12 the Black Angels gang. Presently, defendant BARAJAS maintains
13 the authority to "bless" individuals and elevate them in status
14 to full membership in the Black Angels gang. At present, there
15 are a total of approximately 250 OVS, Junior Black Angels, and
16 Black Angels members living in and around Ontario, California,
17 with another approximately 200 individuals in state or federal
18 prison.

19 5. The progression through the ranks of the Black Angels
20 gang is not age-specific, and members gain respect and advance
21 based on the crimes they commit on behalf of the gang. It is
22 possible to become a Black Angels gang member without first
23 becoming an OVS or "Junior Black Angel," but it is rare. Some
24 individuals are admitted to the Black Angels gang based upon an
25 older relative's position within the gang or through their long-
26 time association with senior Black Angels gang members. Other
27 members are admitted based on their family connections to Mexico
28 and/or their willingness to help bring narcotics across the

1 border into the United States. However, membership in the Black
2 Angels gang typically depends upon whether the person has
3 participated in a significant number of criminal acts on behalf
4 of the Black Angels gang and particularly if the person has
5 served time in prison as a result. This often is referred to as
6 whether the person has "put in" enough "work" for the gang.

7 6. Black Angels gang members generally identify themselves
8 by their gang name or moniker. Members refer to one another as
9 "homies," and frequently wear clothing that identifies them as
10 members of the gang. In particular, Black Angels gang members
11 wear items displaying versions of the "A" symbol commonly
12 associated with the Anaheim Angels baseball team. Some gang
13 members also wear the number "21" on their clothes, with "2"
14 representing the second letter of the alphabet, "B," and "1"
15 representing the first letter of the alphabet, "A," to reflect
16 the initials of the Black Angels.

17 7. Another important aspect of Black Angels gang
18 membership is the display of gang tattoos. A common tattoo among
19 all cliques of the Black Angels is "Onterio," "Ontario," or
20 "Onta," representing the city from which the gang originated.
21 OVS members often tattoo "OVS" on their bodies, while Junior
22 Black Angels have "Angelito Negros," or simply "AN," tattooed in
23 prominent places on their bodies. Once a member achieves full
24 status in the Black Angels, he will often "get his wings," and he
25 will tattoo an image of a devil with a pitchfork and wings
26 somewhere on his body to symbolize his status as a member of the
27 Black Angels gang. Only Black Angels members are allowed to have
28 such tattoos, and non-members displaying similar tattoos may be

1 attacked or killed.

2 8. The Black Angels gang also uses spray-painted "tagging"
3 to demonstrate its control of its neighborhood to rival gang
4 members and the local community. Gang "tagging" frequently
5 appears on street signs, walls, and buildings in the area
6 controlled by the gang. "Tagging" is a public demonstration of
7 the authority of the gang. It not only identifies the territory
8 claimed by the Black Angels gang, but also serves as a warning or
9 means to terrorize members of the public and law-abiding
10 residents of neighborhoods with threats that the neighborhood is
11 under the control of the gang.

12 9. The Black Angels gang is aligned with an organization
13 known as the "Mexican Mafia," or "La Eme." The Mexican Mafia is
14 an organized group of individuals that controls the distribution
15 of narcotics and other criminal activities within California's
16 state prisons and within some federal prisons. The Black Angels,
17 like many criminal street gangs in Southern California, report to
18 leaders in the Mexican Mafia, sometimes known as "brothers" or
19 "big homies." The Black Angels gang gained strength and
20 recognition in the 1990's, when Black Angels member and Mexican
21 Mafia brother Ruben "Tupie" Hernandez assumed overall control of
22 the Mexican Mafia from within Pelican Bay State Prison.
23 Currently, there are at least four Mexican Mafia members in the
24 Black Angels, including defendants BARAJAS and J. GIL.

25 10. Members of the Black Angels gang and its associates
26 are continuously engaged in the distribution of narcotics,
27 specifically methamphetamine and heroin. Black Angels gang
28 leaders, including defendants BARAJAS and NAVARRO, collect

1 extortion payments, referred to as "taxes," from persons
2 distributing narcotics in the areas controlled by the gang. The
3 authority of an individual member, such as defendant NAVARRO, to
4 collect "taxes" represents an elevated position within the Black
5 Angels gang. These drug distributors included SANTACRUZ SILVA,
6 aka "Jose" ("SILVA"), JOSE ROMERO ("ROMERO"), MARCO ANTONIO
7 TORRES-CRUZ, aka "Alex" ("TORRES-CRUZ"), SALVADOR MARTINEZ, aka
8 "Flaco" ("MARTINEZ"), SANTIAGO MENDEZ ("MENDEZ"), JAMES KISSLING,
9 aka "Casper" ("KISSLING"), and ANDREA RICHARDS ("RICHARDS").

10 11. The Black Angels gang maintains a supply of firearms in
11 order to enforce the authority of the gang. Many of these
12 weapons are stolen or unregistered so that they cannot be readily
13 connected to a gang member who either uses the weapon or
14 maintains it. Weapons often are discarded or destroyed after
15 having been used to commit acts of violence on behalf of the
16 organization. Therefore, gang leaders frequently need to
17 maintain a source of supply for additional unregistered or
18 non-traceable firearms.

19 12. The communication of gang orders and directives is
20 passed on by gang leaders to other members. For instance, Black
21 Angels gang members send prison notes (known as "kites" or
22 "wilas") into and out of detention facilities so that members of
23 the gang who are in custody can communicate with Black Angels
24 members who are out of custody. Additionally, Mexican Mafia
25 "secretaries," such as unindicted co-conspirator #11, communicate
26 with leaders of the Black Angels gang, and then personally convey
27 information to incarcerated Mexican Mafia leaders. Black Angels
28 gang members on the streets use cellular telephones to coordinate

1 their activities, often changing telephones on a regular basis in
2 an effort to avoid detection by law enforcement. Often, members
3 of the Black Angels gang will meet in person to discuss the
4 criminal activities of the gang in an attempt to prevent law
5 enforcement officers from monitoring a telephone conversation
6 involving the gang's criminal activity.

7 13. Leaders of the Black Angels gang recruit and initiate
8 juveniles to join the gang, including visiting local high schools
9 in search of young recruits. After a period of time committing
10 minor crimes, new members may be "jumped in" to the gang. This
11 initiation process ordinarily requires that the new member be
12 physically beaten by senior, established members of the gang and
13 demonstrate his resilience during the beating.

14 14. Female friends, girlfriends, and wives of gang members
15 play an important role in the operation of the Black Angels gang.
16 They are often called upon to send information to and from
17 incarcerated members, or to arrange three-way telephone calls
18 from inmates to other gang members. In addition, female
19 associates drive getaway cars from crime scenes and hide
20 contraband on their persons when gang members are stopped in
21 vehicles or when search warrants are executed, with the
22 assumption being that the officer will be less likely to search
23 the female associate. Female associates are also asked to
24 deliver "tax" proceeds to gang leaders and to put money "on the
25 books" of an incarcerated member.

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COUNT ONE

[18 U.S.C. § 1962(d)]

1. Paragraphs One through Fourteen of the General Allegations are realleged and incorporated by reference as though fully set forth herein.

2. The Black Angels, including its leadership, membership, and associates, constituted an "enterprise," as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact. The enterprise engaged in, and its activities affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

PURPOSES OF THE ENTERPRISE

3. The purposes of the Black Angels criminal enterprise, including its members and associates, include, but are not limited to, the following:

a. Enriching members and associates of the Black Angels gang through, among other things, control and participation in the distribution of narcotics in the Black Angels gang territory and elsewhere.

b. Maintaining control over all Black Angels gang territory.

c. Preserving, protecting, and expanding the power of the Black Angels gang through the use of intimidation, violence, threats of violence, assaults, and murders.

d. Promoting and enhancing the Black Angels gang and the activities of its members and associates.

1 e. Controlling the illegal activities that generate
2 income by "taxing" drug dealers and legitimate businesses in the
3 territory controlled by the Black Angels gang.

4 THE MEANS AND METHODS OF THE ENTERPRISE

5 4. The means and methods by which defendants and other
6 members and associates of the Black Angels gang conduct and
7 participate in the conduct of the affairs of the Black Angels
8 gang include:

9 a. Members and associates of the Black Angels gang
10 use the Black Angels criminal enterprise to commit, attempt, and
11 threaten to commit, acts of violence, including murder, to
12 protect and expand the enterprise's criminal operations and to
13 promote discipline and enforce the rules of the Black Angels
14 criminal enterprise.

15 b. Members and associates of the Black Angels gang
16 use the Black Angels criminal enterprise to promote a climate of
17 fear through violence and threats of violence.

18 c. Members of the Black Angels gang are entitled to
19 conduct, and, in fact, conduct, illegal activities under the
20 protection of the Black Angels criminal enterprise in order to
21 generate income.

22 d. Members and associates of the Black Angels gang
23 engage in the trafficking of controlled substances in order to
24 generate income.

25 e. Members and associates of the Black Angels
26 criminal enterprise, with the permission of Black Angels gang
27 leaders, "tax" illicit activities, including drug trafficking, in
28 order to generate income and control the illegal activity

1 undertaken in territories controlled by the Black Angels gang.

2 The RICO CONSPIRACY CHARGE

3 5. Beginning on a date unknown, and continuing to on or
4 about April 7, 2010, in Riverside, San Bernardino, and Los
5 Angeles Counties, within the Central District of California and
6 elsewhere, defendants BARAJAS, J. GIL, NAVARRO, HURTADO, ALCALA,
7 JIMENEZ, RIVERA, PORTILLO, C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ,
8 REYES, ARTEAGA, QUIROZ, DEWESTER, JIRON, MORALES, A. CASTRO,
9 MORENO, SANCHEZ, CALDERON, V. GIL, ESTRADA, LOPEZ, MEDINA, J.
10 PEREZ, PRIETO, HERNANDEZ, VENEGAS, VEGA, ROBERT PEREZ, LUCERO,
11 SILVA, ROMERO, TORRES-CRUZ, GONZALES, and others known and
12 unknown to the Grand Jury, being persons employed by and
13 associated with the Black Angels criminal enterprise described in
14 Paragraphs One through Fourteen of the General Allegations of
15 this indictment, and Paragraphs Two through Four of this Count,
16 which constitutes an "enterprise," as defined in Title 18, United
17 States Code, Section 1961(4), which enterprise affected
18 interstate and foreign commerce, unlawfully and knowingly
19 combined, conspired, confederated, and agreed together and with
20 each other to violate Title 18, United States Code, Section
21 1962(c), that is, to conduct and participate, directly and
22 indirectly, in the conduct of the affairs of the enterprise
23 through a pattern of racketeering activity, as that term is
24 defined in Title 18, United States Code, Sections 1961(1) and
25 1961(5), consisting of multiple acts involving extortion, in
26 violation of California Penal Code Sections 31, 182 and 518-20;
27 distribution of controlled substances, and conspiracy to
28 distribute controlled substances, including methamphetamine and

1 heroin, in violation of Title 21, United States Code, Sections
2 841(a)(1), 843(b), and 846; and robbery in violation of
3 California Penal Code Sections 31, 664, 211, and 213. It was
4 further a part of the conspiracy that each defendant agreed that
5 a conspirator would commit at least two acts of racketeering in
6 the conduct of the affairs of the enterprise.

7 A. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
8 ACCOMPLISHED

9 The objects of the conspiracy were to be accomplished in
10 substance as follows:

11 1. Defendants BARAJAS, J. GIL, and NAVARRO, and others,
12 would direct the activities of the Black Angels gang and its
13 associates, specifically insofar as those activities involved the
14 distribution of narcotics, the collection and distribution of
15 "taxed" drug proceeds, and the commission of crimes of violence.

16 2. Defendants BARAJAS and NAVARRO, and others, would meet
17 with Mexican Mafia leaders and associates to report on the
18 activities of the gang, receive instructions from the Mexican
19 Mafia, and provide narcotics and money to the Mexican Mafia
20 arising from the gang's extortion, narcotics distribution, and
21 violent criminal activities.

22 3. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, JIMENEZ,
23 C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, DEWESTER, CALDERON,
24 V. GIL, ROBERT PEREZ, and GONZALES, and others, would permit
25 narcotics traffickers to distribute narcotics in the geographic
26 area controlled by the Black Angels gang in return for a
27 percentage of the narcotics proceeds that were sold in the areas
28 controlled by the Black Angels gang.

1 4. Defendants J. GIL, NAVARRO, ALCALA, JIMENEZ, RIVERA, C.
2 VASQUEZ, ALVAREZ, REYES, ARTEAGA, JIRON, MORALES, MORENO,
3 SANCHEZ, PRIETO, HERNANDEZ, and VEGA, and others, would obtain
4 firearms and other dangerous weapons for Black Angels gang
5 members, to be used to enforce the authority of the Black Angels
6 gang, to maintain the Black Angels members and associates'
7 ability to engage in drug trafficking within the neighborhoods
8 controlled by the gang, and to exclude others from drug
9 trafficking in the neighborhoods controlled by the Black Angels
10 gang.

11 5. Defendants BARAJAS, NAVARRO, JIMENEZ, RIVERA, C.
12 VASQUEZ, ESPINOZA, MORALES, SANCHEZ, CALDERON, and VEGA, and
13 others, would engage in acts of violence in order to enforce the
14 authority of the Black Angels gang, as well as maintain the
15 gang's ability to control the drug trafficking activity in the
16 territory controlled by the Black Angels gang.

17 6. Defendants RIVERA, MEDINA, ROBERT PEREZ, SILVA, ROMERO,
18 and TORRES-CRUZ, and other narcotics suppliers, would obtain
19 narcotics that were then distributed to members and associates of
20 the Black Angels gang.

21 7. Defendants BARAJAS, J. GIL, NAVARRO, JIMENEZ, HURTADO,
22 JIMENEZ, RIVERA, PORTILLO, MORAGA, REYES, ARTEAGA, QUIROZ,
23 MORALES, A. CASTRO, CALDERON, V. GIL, ESTRADA, MEDINA, PRIETO,
24 HERNANDEZ, VENEGAS, LUCERO, SILVA, ROMERO, TORRES-CRUZ, and
25 GONZALES, and others, would distribute narcotics in prison and in
26 the territory controlled by the Black Angels gang.

27 8. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, RIVERA,
28 PORTILLO, ALVAREZ, REYES, JIRON, A. CASTRO, V. GIL, ESTRADA,

1 LOPEZ, MEDINA, J. PEREZ, PRIETO, ROBERT PEREZ, VENEGAS, and
2 LUCERO, and others, would assist Black Angels gang members and
3 associates in the commission of violent crimes and narcotics
4 trafficking by providing access to telephones to be used for
5 criminal activity, conveying information regarding the criminal
6 activities of the Black Angels gang to incarcerated Black Angels
7 gang members and members of the Mexican Mafia, and concealing
8 contraband held by the gang to avoid the contraband's detection
9 by law enforcement.

10 9. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, RIVERA,
11 PORTILLO, ALVAREZ, REYES, QUIROZ, A. CASTRO, V. GIL, ESTRADA,
12 LOPEZ, MEDINA, ROBERT PEREZ, SILVA, TORRES-CRUZ, and GONZALES,
13 and others, would communicate with members of the Black Angels
14 gang and their associates to notify them of the presence of law
15 enforcement in the area controlled by the gang and report on
16 recent arrests, search warrants, and other law enforcement
17 activity conducted against members of the Black Angels gang, or
18 narcotics traffickers making extortion payments to the gang.

19 B. OVERT ACTS

20 In furtherance of the conspiracy, and to accomplish the
21 objects of the conspiracy, defendants BARAJAS, J. GIL, NAVARRO,
22 HURTADO, ALCALA, JIMENEZ, RIVERA, PORTILLO, DIAZ, C. VASQUEZ,
23 MORAGA, ESPINOZA, ALVAREZ, REYES, ARTEAGA, QUIROZ, DEWESTER,
24 JIRON, MORALES, A. CASTRO, MORENO, SANCHEZ, CALDERON, V. GIL,
25 ESTRADA, LOPEZ, MEDINA, J. PEREZ, PRIETO, HERNANDEZ, VENEGAS,
26 VEGA, ROBERT PEREZ, LUCERO, SILVA, ROMERO, TORRES-CRUZ, GONZALES,
27 and co-conspirators Victor Felix ("Felix"), Teresa Castro ("T.
28 Castro"), Patrick Orozco ("Orozco"), Fernando Vasquez ("F.

1 Vasquez"), Richard Castorena ("Castorena"), and others known and
2 unknown to the Grand Jury, including those defendants named in
3 the narcotics conspiracy count, committed various overt acts, on
4 or about the following times and dates, within the Central
5 District of California, and elsewhere, including but not limited
6 to the following:

7 1. On August 8, 2002, defendant DEWESTER possessed a 12-
8 gauge shotgun and four shotgun shells.

9 2. On April 17, 2003, defendant VEGA possessed a loaded
10 .380 caliber pistol as he fled from the police in a vehicle
11 pursuit with victim I.A. and her small child in the car.

12 3. On May 9, 2004, defendant MAGALLENES possessed
13 methamphetamine and \$1,129.07 in cash in a vehicle that she was
14 driving.

15 4. On December 8, 2004, defendant MORENO possessed a
16 stolen, loaded .40 caliber semi-automatic firearm, bearing serial
17 number 2165002.

18 5. On February 13, 2005, defendant MORALES possessed gang
19 paraphernalia, one pound of methamphetamine, and six rounds of
20 .380 caliber ammunition at his residence in Upland, California.

21 6. On February 17, 2005, defendant ROBERT PEREZ possessed
22 approximately 12.7 grams of methamphetamine.

23 7. On April 27, 2005, defendant ALCALA and unindicted co-
24 conspirator #1, a member of OVS, possessed methamphetamine and a
25 loaded firearm.

26 8. On July 20, 2005, defendant ALCALA possessed a semi-
27 automatic firearm.

28 9. On July 20, 2005, defendant ALCALA gathered other Black

1 Angels gang members to approach victim D.L.'s residence, and
2 pounded on D.L.'s door fifteen minutes after D.L. had confronted
3 ALCALA.

4 10. On September 17, 2005, defendant VEGA drove a stolen
5 vehicle and possessed three rounds of ammunition,
6 methamphetamine, and a knife.

7 11. On October 26, 2005, defendant SANCHEZ possessed eight
8 firearms, including a 9mm Luger handgun and a Tech-9 rifle,
9 multiple rounds of ammunition, and Black Angels gang
10 paraphernalia.

11 12. On March 31, 2006, defendant DEWESTER possessed a
12 stolen .25 caliber handgun and six rounds of ammunition.

13 13. On December 9, 2006, defendant VEGA possessed a firearm
14 and two rounds of ammunition as he fled from police in a vehicle
15 pursuit.

16 14. On January 30, 2007, defendant PORTILLO possessed three
17 rounds of .44 caliber ammunition, a Walther automatic handgun,
18 and Black Angels paraphernalia.

19 15. On March 10, 2007, defendant J. GIL, an inmate at the
20 United States Penitentiary in Victorville, California, received
21 multiple balloons containing approximately 3.8 grams of heroin
22 from defendant V. GIL that J. GIL then swallowed in an attempt to
23 conceal the narcotics from prison officials.

24 16. On July 10, 2007, defendants SANCHEZ and DIAZ drove in
25 a vehicle with a video camera attached to the rear license plate
26 so that SANCHEZ could see when law enforcement officers
27 approached the vehicle.

28 17. On April 24, 2008, defendant J. GIL requested that

1 defendant DIAZ broker a firearms transaction on J. GIL's behalf
2 while J. GIL was in custody.

3 18. On May 3, 2008, defendant DIAZ reported to defendant J.
4 GIL that DIAZ had obtained firearms, including a .45 caliber
5 handgun, a .22 caliber handgun, and a semi-automatic rifle known
6 as a "mini-14," and stated that DIAZ would send J. GIL the
7 proceeds from the firearms sales.

8 19. On June 30, 2008, defendant J. GIL, who was
9 incarcerated, instructed defendant DIAZ to place money on J.
10 GIL's books, and to give some money to defendant V. GIL.

11 20. On November 10, 2008, defendant VEGA discharged a
12 firearm at a police officer who was following VEGA during a high-
13 speed vehicle pursuit.

14 21. On November 10, 2008, defendant VEGA possessed seven
15 rounds of live ammunition; multiple firearm cartridges, including
16 an AK47 cartridge; and Black Angel gang paraphernalia.

17 22. On March 7, 2009, defendant DIAZ brandished and used a
18 knife in a fight at a bar in Colton, California.

19 23. On March 18, 2009, T. Castro delivered a portion of
20 defendant TORRES-CRUZ and T. Castro's narcotics trafficking
21 profits for the week to defendant NAVARRO as a tax in exchange
22 for the ability to distribute narcotics in the territory
23 controlled by the Black Angels gang.

24 24. On March 20, 2009, defendant TORRES-CRUZ asked T.
25 Castro if she had any money or narcotics left, and T. Castro
26 stated that she had over \$300 but only one balloon of heroin
27 remaining and no cocaine.

28 25. On March 23, 2009, defendant TORRES-CRUZ informed

1 Orozco that TORRES-CRUZ had provided an additional 28 balloons of
2 heroin for Orozco to distribute.

3 26. On March 30, 2009, defendant TORRES-CRUZ instructed
4 Orozco to provide T. Castro with 25 balloons of heroin and five
5 or six balloons of cocaine, for a total of 30 balloons filled
6 with narcotics to distribute in the territory controlled by the
7 Black Angel gang.

8 27. On March 31, 2009, Castorena told defendant TORRES-CRUZ
9 that Castorena had a customer interested in purchasing \$140 worth
10 of heroin from TORRES-CRUZ and Castorena.

11 28. On April 14, 2009, Felix made arrangements with
12 defendant TORRES-CRUZ to deliver heroin to TORRES-CRUZ later that
13 day.

14 29. On April 15, 2009, Castorena told defendant TORRES-CRUZ
15 that Castorena was ready to begin distributing narcotics, and
16 Castorena stated that he already had customers lined up to
17 purchase specific quantities of narcotics each day.

18 30. On April 30, 2009, defendant MORALES stole a 9mm
19 Beretta 92FS handgun, a 30.06 caliber rifle, a 30/30 Winchester
20 rifle, a .22 caliber rifle, and a 52-inch flat screen television
21 from a residence in Pinon Hills.

22 31. On May 5, 2009, F. Vasquez told defendant TORRES-CRUZ
23 that F. Vasquez had 20 or 30 balloons of heroin left to
24 distribute, but that F. Vasquez no longer had any cocaine for
25 distribution.

26 32. On May 6, 2009, defendant NAVARRO told defendant
27 TORRES-CRUZ that defendant JIMENEZ would collect a \$200 payment
28 from TORRES-CRUZ' narcotics trafficking profits for the week.

1 33. On May 15, 2009, defendant NAVARRO discussed with
2 defendant MARTINEZ a time and place to meet so that NAVARRO could
3 collect a portion of MARTINEZ' narcotics trafficking profits for
4 the week in exchange for MARTINEZ' ability to distribute
5 narcotics in the territory controlled by the Black Angels gang.

6 34. On May 21, 2009, defendants NAVARRO, C. VASQUEZ, and
7 HURTADO collected a \$200 payment from defendant TORRES-CRUZ and
8 T. Castro that was a portion of the proceeds of TORRES-CRUZ and
9 T. Castro's narcotics trafficking profits for the week.

10 35. On May 22, 2009, defendant TORRES-CRUZ instructed
11 Orozco to deliver a portion of their narcotics trafficking
12 profits for the week to defendant NAVARRO.

13 36. On May 23, 2009, defendants NAVARRO and HURTADO agreed
14 to meet the following day with other members of the Black Angels
15 gang, and NAVARRO warned HURTADO not to say anything or give
16 signals over the telephone that could be understood by law
17 enforcement.

18 37. On May 28, 2009, defendants NAVARRO, JIMENEZ, REYES,
19 ESPINOZA, and another member of the Black Angels gang armed
20 themselves and went to the residence of a rival Chino Sinners
21 gang member to extort money from the rival gang member.

22 38. On June 12, 2009, a Black Angels gang member killed
23 P.R. by shooting P.R. approximately four times with a stolen, 9mm
24 handgun.

25 39. On June 14, 2009, defendant MORALES brandished a
26 firearm, and carried a concealed dagger as MORALES fled from law
27 enforcement.

28 40. On June 14, 2009, defendant MORALES attempted to hide

1 from law enforcement in defendant JIRON's residence.

2 41. On June 20, 2009, defendant J. PEREZ picked up assorted
3 ammunition and the 9mm handgun used to murder P.R. from defendant
4 MORALES' residence, and J. PEREZ took the firearm and ammunition
5 to defendant JIRON's residence to conceal them from the police.

6 42. On June 22, 2009, defendants ALVAREZ and NAVARRO
7 discussed the location of the firearm that was used to murder
8 P.R., and NAVARRO instructed ALVAREZ to put the firearm in a safe
9 location, and warned ALVAREZ to avoid being detected by law
10 enforcement when moving the firearm.

11 43. On June 23, 2009, defendant JIRON possessed a stolen
12 9mm Beretta handgun, model 92FS, bearing serial # DS007056, that
13 was used to murder P.R, as well as ammunition for the firearm.

14 44. On June 23, 2009, defendant ALVAREZ told defendant
15 NAVARRO that defendant JIRON's residence had been searched, that
16 the police had found the firearm that had been used to murder
17 P.R., and that law enforcement officers were interviewing Black
18 Angels gang members and associates in connection with the murder
19 investigation.

20 45. On June 23, 2009, defendants ALVAREZ and NAVARRO agreed
21 to meet in person to discuss the information law enforcement had
22 obtained regarding the murder of P.R.

23 46. On June 23, 2009, defendant TORRES-CRUZ told defendant
24 NAVARRO that unindicted co-conspirator #2 would meet NAVARRO to
25 deliver a \$200 payment to defendant NAVARRO that constituted a
26 portion of TORRES-CRUZ' narcotics trafficking profits for the
27 week, and TORRES-CRUZ told NAVARRO that TORRES-CRUZ would provide
28 NAVARRO with an additional payment the next day.

1 47. On June 24, 2009, defendant NAVARRO delivered a payment
2 to defendant V. GIL from the Black Angels' extortion proceeds.

3 48. On June 28, 2009, defendant MARTINEZ told defendant
4 NAVARRO that MARTINEZ was collecting money in order to make an
5 extortion payment to NAVARRO in connection with MARTINEZ'
6 narcotics trafficking activities, but that MARTINEZ did not
7 presently have enough money, and NAVARRO told MARTINEZ that
8 NAVARRO would meet with MARTINEZ and see how much money MARTINEZ
9 had.

10 49. On June 30, 2009, defendants HURTADO and NAVARRO
11 discussed the location of several police checkpoints in the City
12 of Ontario.

13 50. On June 30, 2009, defendant NAVARRO collected narcotics
14 trafficking proceeds from defendant ESTRADA.

15 51. On July 2, 2009, defendant SILVA advised defendant
16 NAVARRO that M.C. robbed defendant MARTINEZ of narcotics and
17 money, and NAVARRO advised SILVA that NAVARRO and other members
18 of the Black Angels gang would confront M.C.

19 52. On July 2, 2009, defendants NAVARRO and JIMENEZ, and
20 another member of the Black Angels gang, met at a residence where
21 M.C. was located.

22 53. On July 2, 2009, defendant NAVARRO told defendant SILVA
23 that M.C. had received a "good beating."

24 54. On July 3, 2009, defendant DEWESTER and defendant
25 NAVARRO had a conversation in which DEWESTER told NAVARRO that
26 DEWESTER knew of a narcotics trafficker in the territory
27 controlled by the Black Angels gang from whom NAVARRO could
28 collect extortion payments, and DEWESTER gave NAVARRO directions

1 to locate the narcotics trafficker.

2 55. On July 4, 2009, defendant J. GIL instructed defendant
3 NAVARRO to send \$200 to J. GIL by Western Union or MoneyGram.

4 56. On July 7, 2009, defendants BARAJAS and NAVARRO
5 discussed the collection of portions of the proceeds from
6 defendant SILVA's narcotics sales, and BARAJAS told NAVARRO that
7 it would be in SILVA's "best interest" to do BARAJAS a "favor"
8 and give narcotics to an individual distributing narcotics in the
9 Black Angel gang's territory.

10 57. On July 15, 2009, defendant MARTINEZ possessed high
11 purity methamphetamine in his vehicle.

12 58. On July 17, 2009, defendant SILVA told defendant
13 NAVARRO that defendant MARTINEZ had been arrested, and SILVA
14 asked NAVARRO if SILVA could provide NAVARRO with proceeds from
15 narcotics trafficking at a later time, as SILVA was not presently
16 distributing narcotics because of the presence of law enforcement
17 in the area.

18 59. On July 18, 2009, defendant SILVA told defendant
19 RICHARDS to meet SILVA at a fast food restaurant and that SILVA
20 would provide RICHARDS with narcotics for distribution.

21 60. On July 18, 2009, defendant HURTADO attempted to evade
22 law enforcement officers who were pursuing HURTADO's vehicle with
23 full lights and sirens.

24 61. On July 18, 2009, defendant HURTADO told defendant
25 NAVARRO that HURTADO had sent one of his friends to pick up the
26 narcotics that HURTADO had dropped earlier during the police
27 pursuit.

28 62. On July 20, 2009, defendant RICHARDS told defendant

1 SILVA that RICHARDS wanted to meet with SILVA to obtain
2 additional narcotics, and RICHARDS told SILVA that the new
3 narcotics SILVA had provided were good and that RICHARDS'
4 customers liked them.

5 63. On July 20, 2009, defendant MARTINEZ told defendant
6 NAVARRO that, after MARTINEZ was released from custody, MARTINEZ
7 would resume distributing narcotics in the territory controlled
8 by the Black Angels gang and would pay NAVARRO a portion of his
9 narcotics trafficking profits.

10 64. On July 21, 2009, defendants NAVARRO and RICHARDS
11 discussed a time and place to meet so that NAVARRO could collect
12 a portion of RICHARDS' narcotics trafficking profits for the
13 week.

14 65. On July 21, 2009, defendant RIVERA ordered
15 methamphetamine from defendant VENEGAS.

16 66. On July 21, 2009, defendant REYES warned defendant
17 QUIROZ about police activity in the area.

18 67. On July 21, 2009, defendant RIVERA negotiated the
19 purchase of a loaded .38 caliber handgun for \$250 from defendant
20 HERNANDEZ.

21 68. On July 22, 2009, defendant HERNANDEZ delivered a .38
22 caliber handgun to defendant RIVERA.

23 69. On July 22, 2009, defendant RIVERA attempted to conceal
24 a loaded .38 caliber handgun from law enforcement officers.

25 70. On July 22, 2009, defendant RIVERA told defendant
26 NAVARRO that the loaded .38 caliber handgun had been seized by
27 law enforcement, and RIVERA apologized to NAVARRO for not
28 obtaining the firearm that was meant to be used by the Black

1 Angels gang, and further told NAVARRO that RIVERA would attempt
2 to obtain another firearm for the gang.

3 71. On July 22, 2009, defendants REYES and QUIROZ discussed
4 a time to meet when REYES could provide narcotics to QUIROZ for
5 distribution.

6 72. On July 23, 2009, defendant MAGALLANES ordered \$400
7 worth of narcotics from defendant SILVA.

8 73. On July 23, 2009, defendant NAVARRO asked defendant
9 RICHARDS if he could meet with her, and RICHARDS told NAVARRO
10 that RICHARDS was available and that RICHARDS had money to give
11 NAVARRO in connection with RICHARDS' narcotics trafficking
12 activities in the territory controlled by the Black Angels gang.

13 74. On July 24, 2009, defendant MAGALLANES informed
14 defendant SILVA that MAGALLANES had money for SILVA, and
15 MAGALLANES discussed a place to meet so that MAGALLANES could
16 obtain narcotics from SILVA.

17 75. On July 24, 2009, defendant REYES discussed a time to
18 meet with defendant QUIROZ to collect the proceeds from QUIROZ'
19 narcotics sales.

20 76. On July 24, 2009, defendant KISSLING spoke to defendant
21 NAVARRO and apologized that he had not yet been able to make the
22 extortion payment to NAVARRO in connection with KISSLING's
23 narcotics trafficking activities, and KISSLING told NAVARRO that
24 KISSLING was going to try to collect money owed to him by other
25 people and would call NAVARRO back later.

26 77. On July 25, 2009, defendant RIVERA instructed defendant
27 VENEGAS to meet defendant J. PEREZ and provide her with
28 narcotics.

1 78. On July 27, 2009, defendant RIVERA asked defendant
2 VENEGAS to prepare methamphetamine for distribution.

3 79. On July 28, 2009, defendants ROBERT PEREZ and NAVARRO
4 discussed the collection of taxes from individuals distributing
5 narcotics in the territory controlled by the Black Angels gang.

6 80. On July 28, 2009, defendant ROBERT PEREZ attempted to
7 inform defendant NAVARRO about the presence of law enforcement
8 officers in the area.

9 81. On July 29, 2009, defendants C. VASQUEZ, SANCHEZ, and
10 ESPINOZA robbed a market in the City of Upland.

11 82. On July 29, 2009, defendants NAVARRO and KISSLING
12 discussed a time and place to meet so KISSLING could provide
13 NAVARRO with a portion of KISSLING's narcotics trafficking
14 proceeds for the week.

15 83. On July 29, 2009, defendant RIVERA instructed defendant
16 VENEGAS to sell some methamphetamine, but to keep \$400 worth of
17 methamphetamine for RIVERA to distribute.

18 84. On July 29, 2009, defendant REYES contacted defendant
19 MORAGA to obtain a telephone number for a third party who was
20 involved in the distribution of narcotics.

21 85. On July 30, 2009, defendant V. GIL directed defendant
22 NAVARRO to deliver a \$100 payment consisting of Black Angels'
23 extortion proceeds to V. GIL.

24 86. On July 30, 2009, defendant J. GIL instructed defendant
25 NAVARRO to send \$200 to J. GIL via Western Union.

26 87. On July 31, 2009, defendant TOLSON ordered a quarter
27 ounce of methamphetamine from defendant RIVERA, and TOLSON and
28 RIVERA discussed the possibility of TOLSON buying methamphetamine

1 from RIVERA on a regular basis in the future.

2 88. On July 31, 2009, defendant RIVERA delivered
3 approximately 4.4 grams of methamphetamine to defendants TOLSON
4 and COOK.

5 89. On July 31, 2009, defendant TOLSON told defendant
6 RIVERA that TOLSON had been stopped by the police after
7 purchasing narcotics from RIVERA and that defendant COOK had been
8 arrested.

9 90. On July 31, 2009, defendant QUIROZ told defendant REYES
10 that QUIROZ had \$450 to give to REYES, and QUIROZ asked if REYES
11 could provide QUIROZ with additional narcotics to distribute.

12 91. On July 31, 2009, defendant QUIROZ warned defendant
13 REYES about the presence of law enforcement officers.

14 92. On July 31, 2009, defendant ROBERT PEREZ told defendant
15 NAVARRO that ROBERT PEREZ was receiving narcotics from Mexico and
16 that he would let NAVARRO know when "the eagle landed."

17 93. On August 1, 2009, defendant REYES discussed a time and
18 place to meet with defendant SANCHEZ so that REYES could recover
19 a firearm from SANCHEZ.

20 94. On August 1, 2009, defendant REYES possessed a
21 sawed-off .22 caliber rifle with an obliterated serial number, as
22 well as Black Angels paraphernalia.

23 95. On August 1, 2009, defendant NAVARRO discussed a time
24 and place to meet with defendant KISSLING to collect a portion of
25 KISSLING's narcotics trafficking profits.

26 96. On August 3, 2009, defendants RIVERA and HERNANDEZ
27 discussed the price and quality of narcotics, and RIVERA advised
28 HERNANDEZ that if a narcotics transaction occurred, then

1 HERNANDEZ would receive a payment of money.

2 97. On August 6, 2009, defendant RIVERA called unindicted
3 co-conspirator #3 to purchase methamphetamine, and unindicted
4 co-conspirator #3 instructed defendant MEZA to deliver the
5 methamphetamine to RIVERA.

6 98. On August 6, 2009, defendant RIVERA told defendant
7 HERNANDEZ that RIVERA was going to obtain narcotics from a new
8 source of supply, and RIVERA advised HERNANDEZ that if a
9 narcotics transaction occurred, then HERNANDEZ would receive a
10 payment of money.

11 99. On August 6, 2009, defendant PRIETO told defendant
12 RIVERA that PRIETO would not complete a robbery that PRIETO had
13 planned because RIVERA was going to supply PRIETO with a one-half
14 ounce quantity of methamphetamine to distribute instead.

15 100. On August 6, 2009, defendant MEZA delivered
16 approximately 219 grams of methamphetamine to defendants RIVERA
17 and MEDINA, which defendant RIVERA hid in a hollowed-out battery
18 in the trunk of a vehicle.

19 101. On August 6, 2009, defendant RIVERA possessed \$3,385
20 in United States currency.

21 102. On August 6, 2009, defendant MEZA possessed
22 approximately 27.8 grams of methamphetamine.

23 103. On August 7, 2009, MEDINA told unindicted co-
24 conspirator #4 that defendant RIVERA had instructed her to call
25 unindicted co-conspirator #4 and another third party to collect
26 money that they owed to RIVERA for narcotics debts.

27 104. On August 7, 2009, defendant MEDINA told the owner of
28 the vehicle from which narcotics were seized on August 6, 2009

1 that MEDINA had told the police that the car had been stolen many
2 times and thus she did not know how the narcotics had ended up in
3 the car, and MEDINA told the owner to repeat the same information
4 if the police asked him about the status of the car.

5 105. On August 7, 2009, J. GIL, who was incarcerated at the
6 time, told V. GIL to tell other members of the Black Angels and
7 its associates that they should not communicate about gang
8 business over the telephone, as J. GIL had just read about
9 another case about law enforcement building a prosecution based
10 on recorded telephone calls.

11 106. On August 8, 2009, defendants MEDINA and NAVARRO spoke
12 about the fact that on August 6, 2009, law enforcement officers
13 had seized a large quantity of methamphetamine from defendants
14 MEDINA and RIVERA, and MEDINA and NAVARRO discussed whether
15 defendant MEZA was cooperating with law enforcement.

16 107. On August 13, 2009, defendant RICHARDS told defendant
17 SILVA that her customers had been complaining about the quality
18 of the narcotics that SILVA had provided, and RICHARDS made
19 arrangements to purchase additional narcotics from SILVA at a
20 price of \$1150.

21 108. On August 20, 2009, defendant PERALTA negotiated a
22 purchase of narcotics from defendant SILVA.

23 109. On August 22, 2009, defendant V. GIL told defendant J.
24 GIL, who was incarcerated at the time, that V. GIL had been at a
25 party and had been assaulted by an 18 year-old male, and J. GIL
26 instructed V. GIL to assemble some of the younger members or
27 associates of the Black Angels gang to take care of the problem.

28 110. On August 25, 2009, defendants NAVARRO and RICHARDS

1 discussed a time and place to meet for NAVARRO to collect a
2 portion of defendant RICHARDS' narcotics trafficking proceeds for
3 the week.

4 111. On August 25, 2009, defendant SILVA delivered
5 approximately 72.6 grams of methamphetamine to defendant ANDALON,
6 who placed the methamphetamine in the console of the vehicle he
7 was driving.

8 112. On August 25, 2009, defendants SILVA and PERALTA
9 discussed meeting at a sandwich shop so that SILVA could deliver
10 narcotics to PERALTA.

11 113. On August 25, 2009, defendant PERALTA possessed
12 approximately 3.4 grams of methamphetamine in the car in which he
13 was traveling.

14 114. On August 25, 2009, defendant BARAJAS told defendant
15 NAVARRO that defendant REYES had been apprehended by law
16 enforcement with a firearm that belonged to the Black Angels
17 gang.

18 115. On August 25, 2009, defendants BARAJAS and NAVARRO
19 discussed the July 29, 2009 robbery of a market, and BARAJAS told
20 NAVARRO that members of the Black Angels gang should steal from
21 houses rather than robbing stores that have surveillance cameras.

22 116. On August 26, 2009, Andalon told defendant SILVA that
23 Andalon had been arrested with narcotics in his vehicle, and
24 Andalon told SILVA that he had not disclosed SILVA's name to the
25 arresting officer.

26 117. On August 26, 2009, defendants NAVARRO and KISSLING
27 discussed a time and place to meet for NAVARRO to collect a
28 portion of KISSLING's narcotics trafficking profits for the week.

1 118. On August 28, 2009, defendants SILVA and ROMERO
2 possessed approximately 93.6 grams of methamphetamine in a
3 vehicle ROMERO was driving.

4 119. On August 28, 2009, defendants SILVA and ROMERO
5 possessed approximately 2.35 kilograms of methamphetamine,
6 digital scales, empty plastic baggies, a bill counter, and
7 \$63,894 in United States currency.

8 120. On August 30, 2009, unindicted co-conspirator #5 told
9 defendant NAVARRO of the recent arrests of defendants SILVA and
10 ROMERO, and unindicted co-conspirator #5 stated that she wanted
11 NAVARRO to know about the arrests because they would affect
12 NAVARRO's income as a result of the decreased narcotics sales in
13 the territory controlled by the Black Angels gang.

14 121. On September 2, 2009, defendant NAVARRO warned
15 defendant KISSLING that there were many police in the
16 neighborhood, and NAVARRO instructed KISSLING to be careful in
17 connection with KISSLING's narcotics distribution activities.

18 122. On September 4, 2009, defendant KISSLING possessed a
19 loaded RG Industries .22 caliber revolver in the house where
20 KISSLING was residing.

21 123. On September 4, 2009, unindicted co-conspirator #6
22 told defendant NAVARRO that police had just raided defendant
23 KISSLING's house, and unindicted co-conspirator #6 warned NAVARRO
24 that there was a heavy law enforcement presence in the area.

25 124. On September 8, 2009, defendants NAVARRO and RICHARDS
26 discussed a time and place to meet for NAVARRO to collect a
27 portion of RICHARDS' narcotics trafficking profits for the week.

28 125. On September 9, 2009, defendant NAVARRO spoke with

1 defendant LAGUNA who told NAVARRO that defendant KISSLING had
2 been arrested, and NAVARRO asked LAGUNA to determine who would
3 assume the role of selling narcotics that had previously been
4 performed by KISSLING.

5 126. On September 10, 2009, defendant ESTRADA, driving a
6 stolen vehicle, possessed checks stolen from victims R.S. and
7 V.C.

8 127. On September 11, 2009, defendant NAVARRO met with
9 defendant LAGUNA so that LAGUNA could inform NAVARRO who would
10 assume the sales of narcotics that had previously been performed
11 by defendant KISSLING.

12 128. On September 11, 2009, defendant NAVARRO told
13 unindicted co-conspirator #7 that NAVARRO was a "Black Angel,"
14 that a particular area was his "varrio," and that NAVARRO and
15 other members of the Black Angels gang were the only ones
16 authorized to tax narcotics traffickers in the territory
17 controlled by the Black Angels gang.

18 129. On September 12, 2009, defendants NAVARRO and MARTINEZ
19 discussed the distribution of narcotics.

20 130. On September 14, 2009, unindicted co-conspirator #7
21 told defendant NAVARRO that unindicted co-conspirator #7 and
22 defendant MENDEZ had been paying taxes in connection with their
23 narcotics trafficking activities to defendant ALVAREZ, and
24 NAVARRO instructed unindicted co-conspirator #7 to pay the taxes
25 directly to NAVARRO.

26 131. On September 17, 2009, defendants NAVARRO and MARTINEZ
27 discussed a time and place to meet so that NAVARRO could provide
28 MARTINEZ with narcotics.

1 132. On September 17, 2009, defendant ESTRADA possessed a
2 magnetic credit card strip reader and writer; numerous credit
3 cards; three driver's licenses belonging to individuals other
4 than herself, including victims M.E. and J.J.; and a social
5 security card belonging to J.J.

6 133. On September 17, 2009, defendant ESTRADA possessed
7 correspondence between herself and a member of the Black Angels
8 gang who was incarcerated in Tehachapi state prison regarding
9 ESTRADA depositing money in his jail account.

10 134. On September 17, 2009, defendant CALDERON punched
11 victim F.A. in the face and demanded that victim F.A. pay
12 CALDERON \$100 per month for "protection."

13 135. On September 18, 2009, defendant CALDERON sent text
14 messages to victim F.A. demanding money and indicating that
15 CALDERON was going to "tax" victim F.A.

16 136. On September 26, 2009, defendant PORTILLO described to
17 defendant HURTADO how to swallow narcotics-filled balloons so
18 that they could be smuggled into prison, and PORTILLO and HURTADO
19 discussed having HURTADO prepare \$400 worth of narcotics for such
20 a smuggling operation.

21 137. On September 26, 2009, defendant HURTADO told
22 defendant BARAJAS about the plan to smuggle narcotics to other
23 members of the Black Angels gang in prison.

24 138. On September 27, 2009, defendant PORTILLO told
25 defendant HURTADO that narcotics-filled balloons had been
26 successfully smuggled into prison, but that one of the balloons
27 had burst.

28 139. On September 27, 2009, defendant BARAJAS told

1 defendant ALVAREZ that BARAJAS needed a new telephone because
2 BARAJAS had to keep changing his phone numbers in case law
3 enforcement was listening to his calls, and ALVAREZ told BARAJAS
4 that ALVAREZ would obtain a new telephone for BARAJAS.

5 140. On September 28, 2009, defendant BARAJAS asked
6 defendant CALDERON if CALDERON had any money for BARAJAS, and
7 CALDERON indicated that he had \$50 and would get BARAJAS the
8 remainder of the money the following day.

9 141. On September 28, 2009, unindicted co-conspirator #8,
10 who was, at the time, in custody at the California Correctional
11 Institution in Tehachapi, California, provided defendant A.
12 CASTRO with a list of inmates at the institution and the
13 quantities of narcotics that defendant A. CASTRO should arrange
14 to have delivered to them.

15 142. On September 28, 2009, defendant ARANDA offered to
16 obtain a cellular telephone for defendant BARAJAS, and ARANDA
17 told BARAJAS that it was better to spend \$60.00 on a new
18 telephone that the police would not monitor than to keep using
19 the same phone and possibly spend 60 years in prison.

20 143. On September 28, 2009, defendant BARAJAS instructed
21 defendant MAGALLANES to purchase narcotics from him rather than
22 from defendant ARTEAGA, and BARAJAS told MAGALLANES that ARTEAGA
23 only supplies the neighborhood with narcotics because ARTEAGA was
24 given permission to do so by BARAJAS.

25 144. On September 29, 2009, defendants NAVARRO and RICHARDS
26 discussed a time and place to meet for NAVARRO to collect a
27 portion of RICHARDS' narcotics trafficking profits for the week.

28 145. On September 30, 2009, defendant GONZALES warned

1 defendant BARAJAS about a police checkpoint in Ontario,
2 California.

3 146. On September 30, 2009, defendant BARAJAS instructed
4 defendant GONZALES to collect \$200 each week from an individual
5 who was trafficking narcotics in the territory controlled by the
6 Black Angels gang, and GONZALES stated that she would tax the
7 narcotics dealer immediately and deliver the payment to BARAJAS.

8 147. On September 30, 2009, defendant BARAJAS instructed
9 defendant LOPEZ to put away the narcotics and money because there
10 was a police officer two houses away from their residence, and
11 LOPEZ agreed to report law enforcement's actions to BARAJAS.

12 148. On September 30, 2009, defendant A. CASTRO asked to
13 meet defendant BARAJAS to discuss gang business relating to
14 incarcerated members of the Black Angels gang, and the two agreed
15 to meet in person to avoid discussing the information over the
16 telephone.

17 149. On September 30, 2009, defendant CALDERON asked
18 defendant BARAJAS if CALDERON could pay BARAJAS a portion of the
19 money CALDERON owed the following day, and BARAJAS agreed and
20 told CALDERON that CALDERON owed BARAJAS \$400.

21 150. On October 1, 2009, defendant PRIETO possessed three
22 rifles, ammunition magazines, and assorted ammunition in his
23 residence in Ontario, California.

24 151. On October 1, 2009, defendant A. CASTRO told defendant
25 BARAJAS that A. CASTRO had obtained a telephone for BARAJAS and
26 that they could talk the next day about meeting to deliver the
27 telephone.

28 152. On October 2, 2009, defendant A. CASTRO was in

1 possession of three cellular telephones.

2 153. On October 2, 2009, defendant A. CASTRO apologized to
3 defendant BARAJAS for getting arrested and stated that BARAJAS
4 and A. CASTRO needed to change their cellular telephones because
5 the police had seized the telephones A. CASTRO possessed at the
6 time of his arrest.

7 154. On October 3, 2009, defendant A. CASTRO told defendant
8 BARAJAS that A. CASTRO had a new telephone for BARAJAS.

9 155. On October 6, 2009, defendant BARAJAS told defendant
10 LOPEZ that BARAJAS would stop by defendant MORAGA's residence to
11 collect money related to the Black Angels gang's extortion
12 activities.

13 156. On October 6, 2009, defendants BARAJAS and MORAGA
14 discussed the collection of money, and BARAJAS stated he would
15 stop by MORAGA's location.

16 157. On October 6, 2009, defendants NAVARRO and RICHARDS
17 discussed a time and place to meet for NAVARRO to collect a
18 portion of RICHARDS' narcotics trafficking profits for the week.

19 158. On October 6, 2009, defendant BARAJAS told defendant
20 HURTADO that he and defendant ALCALA were going to meet with
21 unindicted co-conspirator #9, who was "hooked up with the
22 Cartel," and that ALCALA was going to pretend that ALCALA was
23 armed with a "sub-machine gun" during the meeting.

24 159. On October 6, 2009, defendant BARAJAS spoke to
25 defendant LOPEZ and reported on the meeting with unindicted
26 co-conspirator #9.

27 160. On October 8, 2009, defendant A. CASTRO and unindicted
28 co-conspirator #10 attempted to smuggle approximately six grams

1 of methamphetamine into the California Correctional Institution
2 in Tehachapi, California.

3 161. On October 9, 2009, defendant BARAJAS made
4 arrangements to collect a payment from defendant CALDERON in
5 connection with CALDERON's narcotics trafficking activity.

6 162. On October 9, 2009, defendant BARAJAS told defendant
7 HURTADO that BARAJAS would be traveling to defendant CALDERON's
8 house to collect money from CALDERON, and HURTADO asked BARAJAS
9 if BARAJAS needed HURTADO to assist with the collection.

10 163. On October 11, 2009, defendant BARAJAS told defendant
11 CALDERON that BARAJAS wanted to collect additional money related
12 to CALDERON's narcotics trafficking before BARAJAS provided
13 CALDERON with additional narcotics to sell.

14 164. On October 12, 2009, unindicted co-conspirator #11
15 identified herself as a "secretary" of the Mexican Mafia, and
16 unindicted co-conspirator #11 and defendant BARAJAS discussed the
17 extortion payments BARAJAS collected from narcotics traffickers
18 in the territory controlled by the Black Angels gang.

19 165. On October 13, 2009, defendants NAVARRO and RICHARDS
20 discussed a time and place to meet for NAVARRO to collect a
21 portion of RICHARDS' narcotics trafficking profits for the week.

22 166. On October 15, 2009, defendants BARAJAS and HURTADO
23 discussed meeting that day to conduct a narcotics transaction.

24 167. On October 15, 2009, defendant BARAJAS provided
25 approximately 32.2 grams of methamphetamine to defendants HURTADO
26 and LUCERO to distribute.

27 168. On October 15, 2009, defendants HURTADO and LUCERO
28 possessed approximately 32.2 grams of methamphetamine that they

1 intended to distribute, and LUCERO hid the methamphetamine inside
2 her body cavities in an attempt to conceal the narcotics from law
3 enforcement.

4 169. On October 15, 2009, defendant HURTADO told defendant
5 NAVARRO that HURTADO had to bail defendant LUCERO out of jail
6 before the police discovered that LUCERO had methamphetamine
7 concealed on her person.

8 170. On October 15, 2009, defendant BARAJAS possessed gang
9 paraphernalia and communications from incarcerated gang members
10 in a residence in Pomona, California.

11 171. On October 16, 2009, defendant BARAJAS and unindicted
12 co-conspirator #11 discussed unindicted co-conspirator #11's
13 responsibilities as a "secretary" to the Mexican Mafia; and
14 unindicted co-conspirator #11 told BARAJAS that unindicted co-
15 conspirator #11 participated in Mexican Mafia meetings in prison,
16 memorized everything that was said, and later wrote it down so
17 that she could convey the information to BARAJAS and other gang
18 members.

19 172. On October 18, 2009, defendant CALDERON asked
20 defendant BARAJAS if BARAJAS had any narcotics to provide to
21 CALDERON for distribution, and BARAJAS stated that BARAJAS would
22 contact CALDERON when there were more narcotics available.

23 173. On October 20, 2009, defendants NAVARRO and RICHARDS
24 discussed a time and place to meet for NAVARRO to collect a
25 portion of RICHARDS' narcotics trafficking profits for the week.

26 174. On October 20, 2009, defendant MENDEZ paid an
27 extortion payment to defendant NAVARRO so that MENDEZ could
28 continue to sell narcotics within the territory controlled by the

1 Black Angel gang.

2 175. On October 21, 2009, defendant GONZALES possessed
3 approximately 8.2 grams of methamphetamine, digital scales, and
4 plastic baggies used for packaging narcotics at a residence in
5 Ontario, California.

6 176. On October 21, 2009, defendant GONZALES told defendant
7 BARAJAS that GONZALES' home had been searched by the police and
8 that law enforcement had found methamphetamine, but that
9 GONZALES' daughter was going to take responsibility for the
10 drugs.

11 177. On October 22, 2009, defendant CALDERON made
12 arrangements to obtain narcotics from defendant BARAJAS to
13 distribute.

14 178. On October 23, 2009, defendant BARAJAS possessed Black
15 Angels paraphernalia, a prison letter containing gang
16 information, and multiple "kites" from inmates seeking BARAJAS's
17 guidance as leader of the Black Angels gang.

18 179. On December 1, 2009, defendant MENDEZ possessed 3.9
19 grams of methamphetamine, \$1,753 in cash, heroin, a .25 caliber
20 pistol, and six rounds of ammunition.

21 180. On December 9, 2009, unindicted co-conspirator #12
22 asked defendant PORTILLO to tell defendant HURTADO that law
23 enforcement had conducted a search of HURTADO's residence.

24 181. On December 9, 2009, defendant PORTILLO possessed
25 Black Angels paraphernalia inside his residence.

26 182. On December 9, 2009, defendant MORENO possessed a
27 stolen, loaded Ruger 9mm semi-automatic handgun, along with Black
28 Angels gang clothing and paraphernalia.

1 183. On December 29, 2009, defendant ESTRADA possessed
2 approximately 3.8 grams of methamphetamine, a scale, and a large
3 number of unused clear plastic baggies.

4 184. On January 4, 2010, defendant JIMENEZ sold
5 approximately 3.6 grams of methamphetamine to an undercover law
6 enforcement officer in exchange for \$220.

7 185. On February 23, 2010, defendant ARTEAGA possessed
8 approximately 24.9 grams of methamphetamine, drug distribution
9 paraphernalia, \$1,050 in cash, and a magazine for a .45 caliber
10 handgun at his residence in Ontario, California.

11 186. On February 24, 2010, defendant MAGALLANES possessed
12 approximately 49.1 grams of methamphetamine, 93.5 grams of
13 marijuana, and three scales.

14
15 THE GRAND JURY FURTHER ALLEGES THAT:

16 1. Beginning on a date unknown and continuing to on or
17 about April 7, 2010, in Los Angeles, Riverside, and San
18 Bernardino Counties, within the Central District of California,
19 and elsewhere, defendants BARAJAS, J. GIL, NAVARRO, HURTADO,
20 ALCALA, JIMENEZ, RIVERA, PORTILLO, DIAZ, C. VASQUEZ, MORAGA,
21 ESPINOZA, ALVAREZ, REYES, ARTEAGA, QUIROZ, DEWESTER, JIRON,
22 MORALES, A. CASTRO, MORENO, SANCHEZ, CALDERON, V. GIL, ESTRADA,
23 LOPEZ, MEDINA, J. PEREZ, PRIETO, HERNANDEZ, VENEGAS, VEGA, ROBERT
24 PEREZ, LUCERO, SILVA, ROMERO, TORRES-CRUZ, and GONZALES, and
25 others known and unknown to the Grand Jury, conspired and agreed
26 with each other to knowingly and intentionally commit the
27 following offenses:

28 a. To distribute at least 50 grams of

1 methamphetamine, or at least 500 grams of a mixture or substance
2 containing a detectable amount of methamphetamine, a schedule II
3 controlled substance, in violation of Title 21, United States
4 Code, Sections 841(a) (1) and 841(b) (1) (A) (viii);

5 b. To distribute at least five grams of
6 methamphetamine, or at least 50 grams of a mixture or substance
7 containing a detectable amount of methamphetamine, a schedule II
8 controlled substance, in violation of Title 21, United States
9 Code, Sections 841(a) (1) and 841(b) (1) (B) (viii);

10 c. To distribute at least one kilogram of a mixture
11 or substance containing a detectable amount of heroin, a schedule
12 I narcotic drug controlled substance, in violation of Title 21,
13 United States Code, Sections 841(a) (1) and 841(b) (1) (A) (i); and

14 d. To distribute at least 100 grams of a mixture or
15 substance containing a detectable amount of heroin, a schedule I
16 narcotic drug controlled substance, in violation of Title 21,
17 United States Code, Sections 841(a) (1) and 841(b) (1) (B) (i).

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COUNT TWO

[18 U.S.C. § 1962(c)]

1. Paragraphs One through Fourteen of the General Allegations, and Paragraphs Two through Four of Count One, and Six through Fourteen of Count One, Part A, are realleged and incorporated by reference as though fully set forth herein.

THE RACKETEERING OFFENSE

2. Beginning on a date unknown and continuing to on or about April 7, 2010, in Los Angeles, Riverside, and San Bernardino Counties, within the Central District of California, and elsewhere, defendants BARAJAS, J. GIL, NAVARRO, HURTADO, JIMENEZ, RIVERA, C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, ARTEAGA, DEWESTER, V. GIL, MEDINA, ROBERT PEREZ, LUCERO, and GONZALES, and others known and unknown to the Grand Jury, being persons employed by and associated with the Black Angels criminal enterprise, which was an enterprise engaged in, and the activities of which affected, interstate and foreign commerce, unlawfully and knowingly did conduct and participate, directly and indirectly, in the conduct of the affairs of that enterprise, through a pattern of racketeering activity, that is, through the commission of the acts set forth below.

THE PATTERN OF RACKETEERING ACTIVITY

3. The pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consisted of the following acts:

Racketeering Act One

Conspiracy to Distribute Narcotics

1. Beginning on a date unknown to the Grand Jury and

1 continuing to on or about April 7, 2010, in Los Angeles,
2 Riverside, and San Bernardino Counties, within the Central
3 District of California, and elsewhere, defendants BARAJAS, J.
4 GIL, NAVARRO, HURTADO, JIMENEZ, RIVERA, C. VASQUEZ, MORAGA,
5 ESPINOZA, ALVAREZ, REYES, ARTEAGA, DEWESTER, CALDERON, V. GIL,
6 MEDINA, ROBERT PEREZ, LUCERO, and GONZALES, and others known and
7 unknown to the Grand Jury, conspired and agreed with each other
8 to knowingly and intentionally commit the following offenses:

9 a. To distribute at least 50 grams of
10 methamphetamine, or at least 500 grams of a mixture or substance
11 containing a detectable amount of methamphetamine, a schedule II
12 controlled substance, in violation of Title 21, United States
13 Code, Sections 841(a)(1) and 841(b)(1)(A)(viii);

14 b. To distribute at least five grams of
15 methamphetamine, or at least 50 grams of a mixture or substance
16 containing a detectable amount of methamphetamine, a schedule II
17 controlled substance, in violation of Title 21, United States
18 Code, Sections 841(a)(1) and 841(b)(1)(B)(viii);

19 c. To distribute at least one kilogram of a mixture
20 or substance containing a detectable amount of heroin, a schedule
21 I narcotic drug controlled substance, in violation of Title 21,
22 United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i); and

23 d. To distribute at least 100 grams of a mixture or
24 substance containing a detectable amount of heroin, a schedule I
25 narcotic drug controlled substance, in violation of Title 21,
26 United States Code, Sections 841(a)(1) and 841(b)(1)(B)(i).

1 Racketeering Act Two

2 Conspiracy to Commit Extortion

3 2. Beginning on an unknown date and continuing until on or
4 about April 7, 2010, in Los Angeles, Riverside, and San
5 Bernardino Counties, within the Central District of California,
6 and elsewhere, defendants BARAJAS, J. GIL, NAVARRO, HURTADO,
7 JIMENEZ, C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, DEWESTER,
8 CALDERON, V. GIL, ROBERT PEREZ, and GONZALES, and others known
9 and unknown to the Grand Jury, knowingly and intentionally
10 conspired and agreed with each other to unlawfully obstruct,
11 delay, and affect, and attempt to obstruct, delay, and affect,
12 commerce as that term is defined in Title 18, United States Code,
13 Section 1951, and the movement of articles and commodities in
14 such commerce, by extortion, as that term is defined in Title 18,
15 United States Code, Section 1951, in that defendants BARAJAS, J.
16 GIL, NAVARRO, HURTADO, JIMENEZ, C. VASQUEZ, MORAGA, ESPINOZA,
17 ALVAREZ, REYES, DEWESTER, CALDERON, V. GIL, ROBERT PEREZ, and
18 GONZALES did obtain and attempt to obtain the property of
19 narcotics distributors in Ontario, California, with their consent
20 having been induced by the wrongful use of actual and threatened
21 force, violence, and fear, in that defendants BARAJAS, J. GIL,
22 NAVARRO, HURTADO, JIMENEZ, C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ,
23 REYES, DEWESTER, CALDERON, V. GIL, ROBERT PEREZ, and GONZALES
24 threatened physical violence unless the narcotics distributors
25 paid portions of their narcotics proceeds to defendants BARAJAS,
26 J. GIL, NAVARRO, HURTADO, JIMENEZ, C. VASQUEZ, MORAGA, ESPINOZA,
27 ALVAREZ, REYES, DEWESTER, CALDERON, V. GIL, ROBERT PEREZ, and
28 GONZALES, all in violation of Title 18, United States Code,

1 Section 1951.

2 Racketeering Act Three

3 Extortion

4 3. On or about June 30, 2009, in San Bernardino County,
5 within the Central District of California, defendant NAVARRO
6 knowingly and intentionally extorted money from defendant
7 ESTRADA, in violation of California Penal Code Sections 518, 519,
8 and 520.

9 Racketeering Act Four

10 Extortion

11 4. On or about September 17, 2009, in San Bernardino
12 County, within the Central District of California, defendant
13 CALDERON knowingly and intentionally extorted money from F.A., in
14 violation of California Penal Code Sections 518, 519, and 520.

15 Racketeering Act Five

16 Armed Robbery

17 5. On or about July 29, 2009, in San Bernardino County,
18 within the Central District of California, defendants C. VASQUEZ,
19 SANCHEZ, and ESPINOZA, each aiding and abetting the other, used a
20 firearm to rob a convenience store in Upland, California, in
21 violation of California Penal Code Sections 211 and 213.

22 Racketeering Act Six

23 Distribution Methamphetamine

24 6. On or about July 31, 2009, in San Bernardino County,
25 within the Central District of California, defendant RIVERA
26 knowingly and intentionally distributed 4.4 grams of
27 methamphetamine, a schedule II controlled substance, in violation
28 of Title 21, United States Code, Section 841(a)(1).

1 Racketeering Act Seven

2 Possession with Intent to Distribute Methamphetamine

3 7. On or about August 6, 2009, in San Bernardino County,
4 within the Central District of California, defendants RIVERA and
5 MEDINA knowingly and intentionally possessed with the intent to
6 distribute at least 50 grams, that is, approximately 219 grams,
7 of methamphetamine, a schedule II controlled substance, in
8 violation of Title 21, United States Code, Sections 841(a)(1) and
9 841(b)(1)(A)(viii).

10 Racketeering Act Eight

11 Extortion

12 8. On or about September 30, 2009, in San Bernardino
13 County, within the Central District of California, defendants
14 BARAJAS and GONZALES knowingly and intentionally extorted money
15 from a narcotics distributor, in violation of California Penal
16 Code Sections 518, 519, and 520.

17 Racketeering Act Nine

18 Distribution of Methamphetamine

19 9. On or about October 15, 2009, in San Bernardino County,
20 within the Central District of California, defendant BARAJAS
21 knowingly and intentionally distributed at least five grams, that
22 is, approximately 32.2 grams, of methamphetamine, a schedule II
23 controlled substance, in violation of Title 21, United States
24 Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).

25 Racketeering Act Ten

26 Possession with Intent to Distribute Methamphetamine

27 10. On or about October 15, 2009, in San Bernardino
28 County, within the Central District of California, defendants

1 HURTADO and LUCERO knowingly and intentionally possessed with the
2 intent to distribute at least five grams, that is, approximately
3 32.2 grams, of methamphetamine, a schedule II controlled
4 substance, in violation of Title 21, United States Code, Sections
5 841(a) (1) and 841(b) (1) (B) (viii).

6 Racketeering Act Eleven

7 Extortion

8 11. On or about October 20, 2009, in San Bernardino
9 County, within the Central District of California, defendant
10 NAVARRO knowingly and intentionally extorted money from defendant
11 MENDEZ in violation of California Penal Code Sections 518, 519,
12 and 520.

13 Racketeering Act Twelve

14 Possession with Intent to Distribute Methamphetamine

15 12. On or about October 21, 2009, in San Bernardino
16 County, within the Central District of California, defendant
17 GONZALES knowingly and intentionally possessed with the intent to
18 distribute at least five grams, that is, approximately 8.2 grams,
19 of methamphetamine, a schedule II controlled substance, in
20 violation of Title 21, United States Code, Sections 841(a) (1) and
21 841(b) (1) (B) (viii).

22 Racketeering Act Thirteen

23 Possession with Intent to Distribute Methamphetamine

24 13. On or about February 23, 2010, in San Bernardino
25 County, within the Central District of California, defendant
26 ARTEAGA knowingly and intentionally possessed with the intent to
27 distribute at least five grams, that is, approximately 24.9
28 grams, of methamphetamine, a schedule II controlled substance, in

1 violation of Title 21, United States Code, Sections 841(a)(1) and
2 841(b)(1)(B)(viii).

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COUNT THREE

[18 U.S.C. § 1959(a) (3)]

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3 1. At all times relevant to this Indictment, the Black
4 Angels criminal enterprise, as described more particularly in
5 Paragraphs One through Fourteen of the General Allegations, and
6 Paragraphs Two through Four of Count One, and One through Nine of
7 Count One, Part A, which paragraphs are incorporated and
8 realleged herein as if set forth fully herein, constituted an
9 enterprise as that term is defined in Title 18, United States
10 Code, Section 1959(b) (2), that is, a group of individuals
11 associated in fact which was engaged in, and the activities of
12 which affected, interstate and foreign commerce. The enterprise
13 constituted an ongoing organization whose members functioned as a
14 continuing unit for a common purpose of achieving the objectives
15 of the enterprise.

16 2. At all times relevant to this Indictment, the Black
17 Angels criminal enterprise, through its members and associates,
18 engaged in racketeering activity, as defined in Title 18, United
19 States Code, Sections 1959(b) (1) and 1961(1), that is, acts
20 involving murder, robbery, and extortion, in violation of the
21 California Penal Code; and the distribution of controlled
22 substances, including methamphetamine and heroin, in violation of
23 Title 21, United States Code, Sections 841(a) (1) and 846.

24 3. On or about March 7, 2009, in San Bernardino County,
25 within the Central District of California, for the purpose of
26 maintaining and increasing his position in the Black Angels gang,
27 an enterprise engaged in racketeering activity, defendant JUAN
28 DIAZ, also known as "Swifty," assaulted persons with dangerous

1 weapons at a bar in Colton, California, in violation of
2 California Penal Code, Sections 240 and 245(a)(1), all in
3 violation of Title 18, United States Code, Section 1959(a)(3).

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COUNT FOUR

[18 U.S.C. §§ 1959(a)(3), 2]

1. Paragraphs One and Two of Count Three are hereby incorporated and realleged herein as if set forth in full.

2. On or about July 29, 2009, in San Bernardino County, within the Central District of California, for the purpose of maintaining and increasing their position in the Ontario Black Angels gang, an enterprise engaged in racketeering activity, defendants CARLOS VASQUEZ, also known as ("aka") "Lil' Lazy," STEVEN ESPINOZA, aka "Little Loki," and MICHAEL SANCHEZ, aka "Dropper," each aiding and abetting the other, assaulted victim G.S. with a deadly weapon in a convenience store, located in Upland, California, in violation of California Penal Code Sections 240 and 245(a)(2), all in violation of Title 18, United States Code, Sections 1959(a)(3), and 2.

COUNT FIVE

[21 U.S.C. § 846]

1. Paragraphs One through Fourteen of the General Allegations are re-alleged and incorporated herein by reference as though fully set forth herein.

A. OBJECTS OF THE CONSPIRACY

Beginning on a date unknown, and continuing to on or about April 7, 2010, in Los Angeles, Riverside, and San Bernardino Counties, within the Central District of California, and elsewhere, defendants BARAJAS, J. GIL, NAVARRO, HURTADO, ALCALA, JIMENEZ, RIVERA, PORTILLO, DIAZ, C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, ARTEAGA, QUIROZ, DEWESTER, JIRON, MORALES, A. CASTRO, MORENO, SANCHEZ, CALDERON, V. GIL, ESTRADA, LOPEZ, MEDINA, J. PEREZ, PRIETO, HERNANDEZ, VENEGAS, VEGA, ROBERT PEREZ, MAGALLANES, KISSLING, LUCERO, LAGUNA, RICHARDS, SILVA, ROMERO, TORRES-CRUZ, MEZA, ARANDA, MARTINEZ, GONZALES, TOLSON, MENDEZ, and COOK, and others known and unknown to the Grand Jury, knowingly and intentionally conspired and agreed with each other to commit the following offenses:

1. To distribute at least 50 grams of methamphetamine, or at least 500 grams of a mixture or substance containing a detectable amount of methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii);

2. To distribute at least five grams of methamphetamine, or at least 50 grams of a mixture or substance containing a detectable amount of methamphetamine, a schedule II controlled substance, in violation of Title 21, United States Code, Sections

1 841(a)(1) and 841(b)(1)(B)(viii);

2 3. To distribute at least one kilogram of a mixture or
3 substance containing a detectable amount of heroin, a schedule I
4 narcotic drug controlled substance, in violation of Title 21,
5 United States Code, Sections 841(a)(1) and 841(b)(1)(A)(i); and

6 4. To distribute at least 100 grams of a mixture or
7 substance containing a detectable amount of heroin, a schedule I
8 narcotic drug controlled substance, in violation of Title 21,
9 United States Code, Sections 841(a)(1) and 841(b)(1)(B)(i).

10 B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
11 ACCOMPLISHED

12 The objects of the conspiracy were to be accomplished in
13 substance as follows:

14 1. Defendants BARAJAS, J. GIL, and NAVARRO, and others,
15 would direct the activities of the Black Angels gang and its
16 associates, specifically insofar as those activities involved the
17 distribution of narcotics, the collection and distribution of
18 "taxed" drug proceeds, and the commission of crimes of violence.

19 2. Defendants BARAJAS and NAVARRO, and others, would meet
20 with Mexican Mafia leaders and associates to report on the
21 activities of the gang, receive instructions from the Mexican
22 Mafia, and provide narcotics and money to the Mexican Mafia
23 arising from the gang's extortion, narcotics distribution, and
24 violent criminal activities.

25 3. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, JIMENEZ,
26 C. VASQUEZ, MORAGA, ESPINOZA, ALVAREZ, REYES, DEWESTER, CALDERON,
27 V. GIL, ROBERT PEREZ, and GONZALES, and others, would permit
28 narcotics traffickers to distribute narcotics in the geographic

1 area controlled by the Black Angels gang in return for a
2 percentage of the narcotics proceeds that were sold in the areas
3 controlled by the Black Angels gang.

4 4. Defendants J. GIL, NAVARRO, ALCALA, JIMENEZ, RIVERA,
5 DIAZ, C. VASQUEZ, ALVAREZ, REYES, ARTEAGA, JIRON, MORALES,
6 MORENO, SANCHEZ, PRIETO, HERNANDEZ, and VEGA, and others, would
7 obtain firearms and other dangerous weapons for Black Angels gang
8 members to be used to enforce the authority of the Black Angels
9 gang, to maintain the Black Angels members and associates'
10 ability to engage in drug trafficking within the neighborhoods
11 controlled by the gang, and to exclude others from drug
12 trafficking in the neighborhoods controlled by the Black Angels
13 gang.

14 5. Defendants BARAJAS, NAVARRO, JIMENEZ, RIVERA, DIAZ, C.
15 VASQUEZ, ESPINOZA, MORALES, SANCHEZ, CALDERON, and VEGA, and
16 others, would engage in acts of violence in order to enforce the
17 authority of the Black Angels gang, as well as maintain the
18 gang's ability to control the drug trafficking activity in the
19 territory controlled by the Black Angels gang.

20 6. Defendants RIVERA, MEDINA, ROBERT PEREZ, SILVA, ROMERO,
21 TORRES-CRUZ, and MEZA, and other narcotics suppliers, would
22 obtain narcotics that were then distributed to members and
23 associates of the Black Angels gang.

24 7. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, JIMENEZ,
25 RIVERA, PORTILLO, MORAGA, REYES, ARTEAGA, QUIROZ, MORALES, A.
26 CASTRO, CALDERON, V. GIL, ESTRADA, MEDINA, PRIETO, HERNANDEZ,
27 VENEGAS, VEGA, MAGALLANES, KISSLING, LUCERO, LAGUNA, RICHARDS,
28 SILVA, ROMERO, TORRES-CRUZ, MARTINEZ, GONZALES, TOLSON, MENDEZ,

1 and COOK, and others, would distribute narcotics in prison and in
2 the territory controlled by the Black Angels gang.

3 8. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, RIVERA,
4 PORTILLO, ALVAREZ, DIAZ, REYES, JIRON, A. CASTRO, V. GIL,
5 ESTRADA, LOPEZ, MEDINA, J. PEREZ, PRIETO, VENEGAS, LUCERO, and
6 ARABDA, and others, would assist Black Angels gang members and
7 associates in the commission of violent crimes and narcotics
8 trafficking by providing access to telephones to be used for
9 criminal activity, conveying information regarding the criminal
10 activities of the Black Angels gang to incarcerated Black Angels
11 gang members and members of the Mexican Mafia, smuggling
12 narcotics into and out of jails and prisons, and concealing
13 contraband held by the gang to avoid the contraband's detection
14 by law enforcement.

15 9. Defendants BARAJAS, J. GIL, NAVARRO, HURTADO, RIVERA,
16 PORTILLO, ALVAREZ, REYES, A. CASTRO, V. GIL, LOPEZ, MEDINA,
17 ROBERT PEREZ, LAGUNA, SILVA, TORRES-CRUZ, GONZALES, and TOLSON,
18 and others, would communicate with members of the Black Angels
19 gang and their associates to notify them of the presence of law
20 enforcement in the area controlled by the gang and report on
21 recent arrests, search warrants, and other law enforcement
22 activity conducted against members of the Black Angels gang or
23 narcotics traffickers making extortion payments to the gang.

24 C. OVERT ACTS

25 In furtherance of the conspiracy, and to accomplish the
26 objects of the conspiracy, defendants BARAJAS, J. GIL, NAVARRO,
27 HURTADO, ALCALA, JIMENEZ, RIVERA, PORTILLO, DIAZ, C. VASQUEZ,
28 MORAGA, ESPINOZA, ALVAREZ, REYES, ARTEAGA, QUIROZ, DEWESTER,

1 JIRON, MORALES, A. CASTRO, MORENO, SANCHEZ, ARANDA, CALDERON, V.
2 GIL, ESTRADA, LOPEZ, MEDINA, J. PEREZ, PRIETO, HERNANDEZ,
3 VENEGAS, VEGA, ROBERT PEREZ, MAGALLANES, KISSLING, LUCERO,
4 LAGUNA, RICHARDS, SILVA, ROMERO, TORRES-CRUZ, MEZA, MARTINEZ,
5 GONZALES, PERALTA, TOLSON, MENDEZ, and COOK, and others known and
6 unknown to the Grand Jury, committed various overt acts, within
7 the Central District of California, and elsewhere, including the
8 overt acts numbered one through 186 as set forth in Count One of
9 this Indictment, which are hereby incorporated by reference, on
10 or about the dates specified therein.

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COUNT SIX

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about July 31, 2009, in San Bernardino County, within the Central District of California, defendant CARLOS RIVERA, also known as "Chino," knowingly and intentionally distributed approximately 4.4 grams of methamphetamine, a schedule II controlled substance.

COUNT SEVEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about July 31, 2009, in San Bernardino County, within the Central District of California, defendants ROBERT TOLSON and CARL COOK knowingly and intentionally possessed with the intent to distribute approximately 4.4 grams of methamphetamine, a schedule II controlled substance.

COUNT EIGHT

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about August 6, 2009, in San Bernardino County, within the Central District of California, defendant INEZ MEZA, also known as "Gordo," knowingly and intentionally possessed with intent to distribute at least five grams, that is, approximately 27.8 grams, of methamphetamine, a schedule II controlled substance.

COUNT NINE

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(A)(viii)]

On or about August 6, 2009, in San Bernardino County, within the Central District of California, defendant INEZ MEZA, also known as "Gordo," knowingly and intentionally distributed at least 50 grams, that is, approximately 219 grams, of methamphetamine, a schedule II controlled substance.

COUNT TEN

[21 U.S.C. §§ 841(a) (1), 841(b) (1) (A) (viii)]

On or about August 6, 2009, in San Bernardino County, within the Central District of California, defendants CARLOS RIVERA, also known as "Chino," and JESSICA MEDINA knowingly and intentionally possessed with the intent to distribute at least 50 grams, that is, approximately 219 grams, of methamphetamine, a schedule II controlled substance.

COUNT ELEVEN

[21 U.S.C. §§ 841(a) (1), 841(b) (1) (A) (viii)]

On or about August 25, 2009, in San Bernardino County, within the Central District of California, defendant SANTACRUZ SILVA, also known as "Jose," knowingly and intentionally distributed at least 50 grams, that is, approximately 72.6 grams, of methamphetamine, a schedule II controlled substance.

COUNT TWELVE

[21 U.S.C. §§ 841(a) (1), 841(b) (1) (A) (viii)]

On or about August 25, 2009, in San Bernardino County, within the Central District of California, defendant AGUSTIN ANDALON knowingly and intentionally possessed with intent to distribute at least 50 grams, that is, approximately 72.6 grams, of methamphetamine, a schedule II controlled substance.

COUNT THIRTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(C)]

On or about August 25, 2009, in San Bernardino County, within the Central District of California, defendant SANTACRUZ SILVA, also known as ("aka") "Jose," and JOSE ROMERO knowingly and intentionally distributed approximately 3.4 grams of methamphetamine, a schedule II controlled substance.

COUNT FOURTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(C)]

On or about August 25, 2009, in San Bernardino County,
within the Central District of California, defendant ROGELIO
PERALTA possessed with intent to distribute approximately 3.4
grams of methamphetamine, a schedule II controlled substance.

COUNT FIFTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about October 15, 2009, in San Bernardino County, within the Central District of California, defendant ARMANDO BARAJAS, also known as "Mando," knowingly and intentionally distributed at least five grams, that is, approximately 32.2 grams, of methamphetamine, a schedule II controlled substance.

COUNT SIXTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about October 15, 2009, in San Bernardino County, within the Central District of California, defendants JOSE HURTADO, also known as "Solo," and JESSTINE LUCERO knowingly and intentionally possessed with the intent to distribute at least five grams, that is, approximately 32.2 grams, of methamphetamine, a schedule II controlled substance.

COUNT SEVENTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about October 21, 2009, in San Bernardino County, within the Central District of California, defendant LUPE GONZALES knowingly and intentionally possessed with the intent to distribute at least five grams, that is, approximately 8.2 grams, of methamphetamine, a schedule II controlled substance.

COUNT EIGHTEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(C)]

On or about December 1, 2009, in San Bernardino County, within the Central District of California, defendant SANTIAGO MENDEZ possessed with intent to distribute approximately 3.9 grams of methamphetamine, a schedule II controlled substance.

COUNT NINETEEN

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about February 24, 2010, in San Bernardino County, within the Central District of California, defendant ROSE MARIE MAGALLANES knowingly and intentionally possessed with the intent to distribute at least five grams, that is, approximately 49.1 grams, of methamphetamine, a schedule II controlled substance.

COUNT TWENTY

[21 U.S.C. §§ 841(a)(1), 841(b)(1)(B)(viii)]

On or about February 23, 2010, in San Bernardino County, within the Central District of California, defendant ZACARIAS ARTEAGA, also known as "Drew," knowingly and intentionally possessed with the intent to distribute at least five grams, that is, approximately 24.9 grams, of methamphetamine, a schedule II controlled substance.

COUNT TWENTY-ONE

[18 U.S.C. §§ 924(c)(1)(A)(i), (c)(1)(A)(ii), (c)(1)(A)(iii)]

On or about June 12, 2009, in San Bernardino County, within the Central District of California, defendant FERNANDO MORALES, also known as "Sicko" ("MORALES"), knowingly used, carried, brandished, and discharged a firearm, namely, a 9mm Beretta handgun, model 92FS, bearing serial number DS007056, during and in relation to, and in furtherance of, a crime of violence, namely, the racketeering conspiracy set forth in Count One of this Indictment, a violation of Title 18, United States Code, Section 1962(d).

COUNT TWENTY-TWO

[18 U.S.C. § 922(g)(1)]

On or about June 23, 2009, in San Bernardino County, within the Central District of California, defendant MARLON JIRON, also known as "Bow Easy" ("JIRON"), knowingly possessed a firearm, namely, a 9 mm Beretta semi-automatic handgun, serial number DS007056, in and affecting interstate and foreign commerce.

Such possession occurred after defendant JIRON had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year:

1. Assault With a Firearm, in violation of California Penal Code Section 245, in the Superior Court of the State of California, County of San Bernardino, Case Number FWV16469, on or about October 29, 1998;

2. Possession of Narcotic Controlled Substance, in violation of California Health and Safety Code Section 11377, in the Superior Court of the State of California, County of San Bernardino, Case Number FWV701984, on or about August 27, 2008.

COUNT TWENTY-THREE

[18 U.S.C. § 922(g) (1)]

On or about July 22, 2009, in San Bernardino County, within the Central District of California, defendant CARLOS RIVERA, also known as "Chino" ("RIVERA"), knowingly possessed a firearm, namely, a Colt model Agent, .38 Special caliber revolver, bearing serial number H98877, and ammunition, namely six rounds of .38 Special caliber ammunition, bearing the head stamp of "W-W SUPER," in and affecting interstate and foreign commerce.

Such possession occurred after defendant RIVERA had been convicted of the following crime punishable by imprisonment for a term exceeding one year: Assault with a Deadly Weapon, in violation of California Penal Code Section 245, in the Superior Court for the State of California, County of San Bernardino, Case Number FWV800678, on or about April 25, 2008.

COUNT TWENTY-FOUR

[18 U.S.C. § 922(d)(1)]

On or about July 22, 2009, in San Bernardino County, within the Central District of California, defendant DAVID HERNANDEZ, knowingly sold a firearm, namely, a Colt model Agent, .38 Special caliber revolver, bearing serial number H98877, and ammunition, namely six rounds of .38 Special caliber ammunition, bearing the head stamp of "W-W SUPER," in and affecting interstate and foreign commerce, to defendant CARLOS RIVERA, also known as "Chino" ("RIVERA"), knowing and having reasonable cause to believe that RIVERA had been convicted of a crime punishable by imprisonment for a term exceeding one year.

COUNT TWENTY-FIVE

[18 U.S.C. § 924(c)]

On or about September 4, 2009, in San Bernardino County, within the Central District of California, defendant JAMES KISSLING, also known as "Casper," knowingly possessed a firearm, namely, a loaded RG Industries model RG14, .22 Long Rifle caliber revolver, bearing serial number L825887, during and in relation to, and in furtherance of, a drug trafficking crime, namely, the conspiracy to distribute narcotics set forth in Count Five of this Indictment, a violation of Title 21, United States Code, Section 846.

COUNT TWENTY-SIX

[18 U.S.C. § 924(c)]

On or about December 1, 2009, in San Bernardino County, within the Central District of California, defendant SANTIAGO MENDEZ knowingly possessed a firearm, namely, a Raven Arms model MP-25, .25 caliber handgun, bearing serial number 1454308, during and in relation to, and in furtherance of, a drug trafficking crime, namely, the conspiracy to distribute narcotics set forth in Count Five of this Indictment, a violation of Title 21, United States Code, Section 846.

COUNT TWENTY-SEVEN

[18 U.S.C. § 922(g)(1)]

On or about December 9, 2009, in San Bernardino County, within the Central District of California, defendant ALBERT MORENO, also known as "Pelon" ("MORENO"), knowingly possessed a firearm, namely, a Ruger model P89 9mm caliber semi-automatic pistol, bearing serial number 304-42711, and ammunition, namely eleven rounds of 9mm Luger ammunition, bearing the head stamp of "WIN," and one round of 9mm Luger ammunition, bearing the head stamp of "FC," in and affecting interstate and foreign commerce.

Such possession occurred after defendant MORENO had been convicted of at least one of the following crimes punishable by imprisonment for a term exceeding one year:

1. Willful Discharge of a Firearm, in violation of California Penal Code Section 246.3, in the Superior Court of the State of California, County of San Bernardino, Case Number FWV021853, on or about February 14, 2001;

2. Felon in Possession of a Firearm, in violation of California Penal Code Section 12021, in the Superior Court of the State of California, County of San Bernardino, Case Number FWV033085, on or about March 18, 2005;

3. Possession of a Controlled Substance for Sale, in violation of California Health and Safety Code Section 11378, in the Superior Court of the State of California, County of Riverside, Case Number RIF126798, on or about April 11, 2008.

COUNT TWENTY-EIGHT

[21 U.S.C. § 843(b)]

On or about August 13, 2009, in San Bernardino County, within the Central District of California, defendant ANDREA RICHARDS knowingly used a communication facility, that is, a telephone, in committing and causing and facilitating the commission of a felony drug offense, namely, a conspiracy to distribute at least five grams of methamphetamine, a schedule II narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

COUNT TWENTY-NINE

[21 U.S.C. § 843(b)]

On or about September 9, 2009, in San Bernardino County, within the Central District of California, defendant BIANCA LAGUNA knowingly used a communication facility, that is, a telephone, in committing and causing and facilitating the commission of a felony drug offense, namely, a conspiracy to distribute at least five grams of methamphetamine, a schedule II narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

1 COUNT THIRTY

2 [21 U.S.C. § 843(b)]

3 On or about September 28, 2009, in San Bernardino County,
4 within the Central District of California, defendant ANGEL ARANDA
5 knowingly used a communication facility, that is, a telephone, in
6 committing and causing and facilitating the commission of a
7 felony drug offense, namely, a conspiracy to distribute at least
8 five grams methamphetamine, a schedule II narcotic drug
9 controlled substance, a violation of Title 21, United States
10 Code, Section 846.

11
12 A TRUE BILL

13
14 Foreperson

15
16 ANDRÉ BIROTTE JR.
United States Attorney

17
18 CHRISTINE C. EWELL
19 Assistant United States Attorney
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