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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
February 2011 Grand Jury

UNITED STATES OF AMERICA,) CR No. 11-_____
)
Plaintiff,) I N D I C T M E N T
)
v.) [18 U.S.C. § 1962(d):
) Racketeer Influenced and
SANTIAGO RIOS,) Corrupt Organizations
) Conspiracy; 18 U.S.C. § 241:
GEORGE SALAZAR,) Conspiracy Against Rights;
) 21 U.S.C. § 846: Conspiracy to
aka "Jorge Salazar,") Distribute and to Possess with
aka "Danger,") Intent to Distribute Heroin,
ANTHONY MORENO,) Methamphetamine, and Cocaine;
) 21 U.S.C. §§ 841(a)(1),
LOUIS MARTINEZ,) 841(b)(1)(B), (C), (E):
) Possession with Intent to
JOSUE ALFARO,) Distribute and Distribution
) of Heroin, Methamphetamine,
LOUIE RIOS,) and Hydrocodone; 18 U.S.C.
) § 922(g)(1): Felon in
aka "Lil' Chico,") Possession of a Firearm;
DAVID PADILLA, JR.,) 18 U.S.C. § 924(c)(1)(A)(i):
aka "Lil' Dreamer,") Use and Carry, and Possession,
BERNARD GOMEZ, JR.,) of a Firearm During and in
) Relation to, and in
RAUL AGUIRRE,) Furtherance of, a Crime of
) Violence or Drug Trafficking
THOMAS URIOSTE,) Crime; 21 U.S.C. § 843: Use of
) a Communication Facility to
EDWARD RIVERA,) Commit a Drug Trafficking
) Crime]
ROBERT VALLES,)
)
aka "Zombie,")
RAYMOND PELAYO,)
)
aka "Crow,")
aka "Curly,")
)

1 PAUL LOPEZ,)
2 aka "Mugsy,")
3 JAVIER LEON,)
4 aka "Silent,")
5 DANIEL JUAREZ,)
6 aka "Rusher,")
7 MANUEL HERRERA,)
8 HENRY AMAYA,)
9 aka "Smiley,")
10 RAFAEL GARCIA,)
11 aka "Chapo,")
12 aka "Chops,")
13 THOMAS PARDO, JR.,)
14 aka "Pelon,")
15 MARTY MICHAELS,)
16 aka "Casper,")
17 JESUS GAXIOLA,)
18 DAVID WILLIAMS, SR.,)
19 aka "Wino,")
20 GARY GARCIA,)
21 KEVIN ALEJANDRO MARTINEZ,)
22 aka "Chepo,")
23 aka "Chapo,")
24 LEONARD CABRERA,)
25 aka "Moreno,")
26 DIANA MENDEZ,)
27 aka "Trina,")
28 MARIO RAMIREZ,)
29 aka "Lil' Bandit,")
30 JUAN MEJIA,)
31 aka "Hefty,")
32 JESUS MEJIA,)
33 aka "Stalker,")
34 DIANA RIOS,)
35 MANUEL JIMENEZ,)
36 SAM SAMUDIO,)
37 ROSABEL RIOS,)
38 aka "Traviesa,")
39 ERNESTO RODRIGUEZ,)
40 aka "Neto,")
41 GILBERT MORALES, JR.,)
42 aka "Kito,")
43 RAMIRO MONTES,)
44 aka "Tubby,")
45 ALBERTO MILAN REYNOSO,)
46 aka "Stranger,")
47 MELODY BASYE,)
48 aka "Guera,")
49 ROSA LOPEZ,)
50 ERNESTO DURAN,)
51 FRANK GARCIA,)
52 LAURIE LYNN GARCIA,)
53 RONNIE CABRERA,)
54 aka "Weasel,")

1 ISRAEL LOZADA, JR.,)
 aka "Izzy,")
2 MANUEL ANAYA,)
 aka "Chino,")
3 CIPRIANO GAXIOLA,)
 aka "Cip,")
4 JESSE STEWART WILSON,)
TERRY ESCOBEDO ADORNO,)
5 aka "Pebbles,")
EUGENE STARKEY,)
6 aka "Gene," and)
MARK ANDREW EVERETT,)
7))
 Defendants.)
8))
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1 The Grand Jury charges:

2 GENERAL ALLEGATIONS

3 1. At all relevant times, defendants SANTIAGO RIOS, also
4 known as ("aka") "Chico" ("S. RIOS"), GEORGE SALAZAR, aka
5 "Jorge Salazar," aka "Danger" ("SALAZAR"), ANTHONY MORENO, aka
6 "Flaco" ("MORENO"), LOUIS MARTINEZ, aka "Luista" ("L. MARTINEZ"),
7 JOSUE ALFARO, aka "Negro" ("ALFARO"), LOUIE RIOS, aka "Lil'
8 Chico" ("L. RIOS"), DAVID PADILLA, JR., aka "Lil' Dreamer"
9 ("PADILLA"), BERNARD GOMEZ, JR., aka "Lil' Bernie" ("GOMEZ"),
10 RAUL AGUIRRE, aka "Solo" ("AGUIRRE"), THOMAS URIOSTE, aka
11 "Tommy-Gunz" ("URISOTE"), EDWARD RIVERA, aka "Bleu" ("RIVERA"),
12 ROBERT VALLES, aka "Zombie" ("VALLES"), RAYMOND PELAYO, aka
13 "Crow," aka "Curly" ("PELAYO"), PAUL LOPEZ, aka "Mugsy" ("P.
14 LOPEZ"), JAVIER LEON, aka "Silent" ("LEON"), DANIEL JUAREZ, aka
15 "Rusher" ("JUAREZ"), MANUEL HERRERA ("HERRERA"), HENRY AMAYA, aka
16 "Smiley" ("AMAYA"), RAFAEL GARCIA, aka "Chapo," aka "Chops," ("R.
17 GARCIA"), THOMAS PARDO JR., aka "Pelon" ("PARDO"), MARTY
18 MICHAELS, aka "Casper" ("MICHAELS"), DAVID WILLIAMS, SR., aka
19 "Wino" ("WILLIAMS"), MARIO RAMIREZ, aka "Lil' Bandit"
20 ("RAMIREZ"), JUAN MEJIA, aka "Hefty" ("JUAN MEJIA"), JESUS MEJIA,
21 aka "Stalker" ("JESUS MEJIA"), DIANA RIOS ("D. RIOS"), MANUEL
22 JIMENEZ ("JIMENEZ"), and MELODY BASYE, aka "Guera" ("BASYE"), and
23 others known and unknown to the Grand Jury, were members and
24 associates of a criminal organization engaged in, among other
25 things, murder, attempted murder, conspiracy to traffic in
26 narcotics, narcotics trafficking, weapons trafficking, robbery,
27 extortion, carjacking, and intimidation of witnesses. At all
28 relevant times, this organization, known as the Varrio Azusa 13

1 criminal street gang (the "Azusa 13 gang"), operated in the
2 Central District of California, and elsewhere.

3 GENERAL BACKGROUND OF THE AZUSA 13 Gang

4 2. The Azusa 13 gang is a multi-generational street gang
5 that is believed to have been formed in the 1960s. The name of
6 the gang, "Azusa 13," denotes that the gang is from the City of
7 Azusa, while the number "13" identifies its loyalty to and
8 authorization from the Mexican Mafia. The Azusa 13 gang claims
9 as its territory the entire City of Azusa, which is located
10 within the eastern San Gabriel Valley region of Southern
11 California. Throughout the years, the Azusa 13 gang has grown in
12 size, and 400 individuals have either been identified as active
13 Azusa 13 gang members or associates since the date of the gang's
14 inception. The Azusa 13 gang has and continues to control the
15 drug distribution and other illegal activity within the City of
16 Azusa.

17 3. Azusa 13 gang members commit crimes, including acts of
18 violence (ranging from battery to murder), drug trafficking
19 offenses, robbery, burglary, carjacking, witness intimidation,
20 kidnapping, weapons trafficking, and hate crimes directed against
21 African-Americans who might reside or be present in the City of
22 Azusa. Azusa 13 gang members have expressed a desire to rid the
23 City of Azusa of all African-Americans. Members of the gang have
24 attempted to achieve that result by perpetrating violent crimes
25 against African-Americans, and by writing graffiti on residences
26 and businesses in the Azusa 13 gang's territory in order to
27 threaten and intimidate African-Americans in the City of Azusa.
28 The Azusa 13 gang maintains control of its territory by attacking

1 and threatening rival gang members who enter the City of Azusa or
2 the surrounding area; intimidating and threatening residents of
3 the City of Azusa; using graffiti, gang signs, and gang
4 paraphernalia within the City of Azusa; and maintaining a highly
5 visible and intimidating presence within the City of Azusa.

6 Members of the Azusa 13 gang possess and carry firearms in order
7 to maintain control of the gang's territory, as well as retaliate
8 against rival gang members. Members of the Azusa 13 gang rely on
9 the gang's associates, such as defendant BASYE, to broker
10 firearms transactions so that the Azusa 13 gang can maintain a
11 ready supply of firearms.

12 4. As a further means of intimidating and controlling the
13 residents of the City of Azusa and enhancing their own
14 reputations within the Azusa 13 gang, and the overall reputation
15 of the Azusa 13 gang itself, Azusa 13 gang members: resist arrest
16 by running from law enforcement; intimidate, threaten, and
17 assault persons in the City of Azusa (including potential
18 witnesses who would testify in court about their crimes); rob,
19 assault, and murder persons who show disrespect to the Azusa 13
20 gang or Azusa 13 gang members; and write graffiti on businesses
21 and residences within the gang's territory.

22 5. Azusa 13 gang members take pride in the crimes
23 committed by other Azusa 13 gang members and believe that the
24 commission of crimes enhances the status of the entire Azusa 13
25 gang in the eyes of other criminal street gangs and the Mexican
26 Mafia. Azusa 13 gang members also believe that their commission
27 of crimes, particularly crimes of violence (ranging from battery
28 to murder), enhances their standing within the Azusa 13 gang and

1 can lead to them attaining greater status within the Azusa 13
2 gang.

3 6. The Azusa 13 gang extorts money from drug traffickers
4 who sell drugs in the City of Azusa, including defendants LEONARD
5 CABRERA and DIANA MENDEZ, who distributed heroin in the gang's
6 territory. These drug traffickers are forced to pay a drug "tax"
7 or "rent" to the Azusa 13 gang, some or all of which is passed on
8 to the Mexican Mafia. If a drug trafficker refuses to pay a drug
9 "tax" to the Azusa 13 gang, that drug trafficker faces reprisals
10 from the Azusa 13 gang, including fines, robbery, kidnapping, and
11 threatened or actual violence. On the other hand, if a drug
12 trafficker does pay taxes to the Azusa 13 gang, that drug
13 trafficker will be given authorization from the Azusa 13 gang to
14 sell drugs in the City of Azusa, and that drug trafficker will
15 receive the protection of the Azusa 13 gang from both Azusa 13
16 gang members and members of rival gangs.

17 7. In addition to taxing drug traffickers selling drugs in
18 the City of Azusa, members of the Azusa 13 gang sell and direct
19 others to sell narcotics, including methamphetamine and cocaine,
20 to narcotics customers in the City of Azusa. Azusa 13 gang
21 members selling narcotics typically obtain small quantities of
22 narcotics at a time from their suppliers in order to avoid
23 attention by law enforcement, especially federal law enforcement,
24 and prosecution. Through Azusa 13 gang members' personal sales
25 of drugs and the Azusa 13 gang's taxation of all other drug
26 traffickers selling drugs in the City of Azusa, the Azusa 13 gang
27 controls the sale and distribution of drugs in the City of Azusa.

28 8. Azusa 13 gang members are typically required to

1 participate in a significant number of criminal acts on behalf of
2 the Azusa 13 gang. This often is referred to as "putting in
3 work" for the Azusa 13 gang, which means committing crimes such
4 as drug trafficking, robbery, carjacking, kidnapping, witness
5 intimidation, murder, assaults of members of rival gangs and
6 African-Americans in the City of Azusa, and burglary. New
7 members not only obtain "respect" within the Azusa 13 gang for
8 committing these crimes, but also help ensure the Azusa 13 gang's
9 control over its territory by increasing the fear the citizens of
10 City of Azusa have of the Azusa 13 gang. Once it has been
11 decided that a prospective Azusa 13 gang member will be admitted
12 into the gang, the prospective member will be "jumped in" to the
13 gang, which means he is subjected to a physical beating by
14 several existing members of the Azusa 13 gang. The beating is
15 expected to demonstrate both dedication to the gang and physical
16 strength. Once a person becomes a member of the Azusa 13 gang,
17 that member will typically continue to commit crimes to generate
18 funds for the gang, build his own reputation within the gang, and
19 enhance the overall reputation of the Azusa 13 gang itself. Some
20 individuals are admitted to the Azusa 13 gang without having to
21 "put in work" for the Azusa 13 gang and without having to be
22 "jumped in," based upon an older relative's position within the
23 gang or through their long-time association with senior Azusa 13
24 gang members.

25 9. The Azusa 13 gang includes not only members but
26 associates. An associate is a person with an established
27 relationship to the Azusa 13 gang. Azusa 13 gang associates
28 often act on behalf of and for the benefit of the Azusa 13 gang

1 by engaging in drug trafficking, robbery, burglary, serving as
2 lookouts for members of the Azusa 13 gang who are involved in
3 drug trafficking, robbery, or burglary, or brokering firearms
4 transactions for members of the Azusa 13 gang. Associates also
5 typically alert Azusa 13 gang members to the presence of law
6 enforcement and rival gang members in the Azusa 13 gang
7 territory. Both members of the Azusa 13 gang and their
8 associates are participants in the Azusa 13 criminal enterprise.

9 10. The Azusa 13 gang holds meetings at which instructions
10 are given to Azusa 13 gang members to "put in work" for the gang,
11 Azusa 13 gang leadership issues and issues with rival gang
12 members are discussed, new members are "jumped" into the gang,
13 and other Azusa 13 gang business and issues relating to the Azusa
14 13 gang are discussed.

15 11. Azusa 13 gang members identify their territory by
16 spray-painting, or "tagging," on street signs, walls, and
17 buildings such things as "AZUSA 13," as well as the monikers of
18 Azusa 13 gang members. Members generally engage in tagging not
19 only to identify territory claimed by the Azusa 13 gang, but also
20 to warn and/or terrorize members of the public and law-abiding
21 residents of the neighborhoods with threats that the neighborhood
22 is under the control of the Azusa 13 gang.

23 12. Azusa 13 gang members generally wear clothing that
24 identifies them as members of the gang. In particular, Azusa 13
25 gang members wear black or blue items that display versions of
26 the "A" symbol commonly associated with the Atlanta Braves,
27 Oakland Athletics, and Los Angeles Angels of Anaheim baseball
28 teams. Other articles of clothing include metal belt-buckles

1 that display the letter "A," and athletic shoes that have the
2 letter "A," or the number "13" and "VAR," written on them, all of
3 which have become recognized identifiers for the Azusa 13 gang.
4 Some gang members also wear clothing with "SGV," "Azusa," and
5 "Canyon City," representing the City of Azusa and the San Gabriel
6 Valley. Additionally, Azusa 13 gang members often tattoo
7 "Azusa," "A13," "Sur," "SGV," "VAR," "Canyon City" and "Bright
8 Lights Big City," in prominent places on their bodies, including
9 their face, neck, and on the top or back of their heads. Azusa
10 13 gang members display these tattoos to show their membership in
11 and loyalty to the Azusa 13 gang. Finally, Azusa 13 gang members
12 use hand signs, typically by forming the letter "A" with their
13 hands, to identify themselves to other gang members and to
14 intimidate rivals and members of the public.

15 13. Azusa 13 gang members maintain a ready supply of
16 firearms, including handguns, shotguns, and automatic assault
17 rifles, in order to enforce the authority of the gang. Such
18 firearms typically are stolen or unregistered, so that the use of
19 these weapons cannot readily be traced to the gang member who has
20 used the weapon or maintained it.

21 14. The Mexican Mafia, often referred to as "La Eme"
22 (derived from the Spanish pronunciation of the letter "M"), is a
23 criminal organization that operates from within the California
24 state prison system, the federal prison system, the streets and
25 suburbs of large cities throughout Southern California, and
26 elsewhere. Members of the Mexican Mafia, commonly referred to as
27 "Carnal," "Brother," "Big Homie," "Tio" (Spanish for "uncle"),
28 and/or "Padrino" (slang for "godfather"), come from the ranks of

1 local Southern California street gangs, including the Azusa 13
2 gang. By controlling the criminal activities occurring within
3 prison facilities, providing protection for imprisoned members
4 and associates of Hispanic gangs, and imposing discipline, often
5 in the form of acts of violence, against both individuals and
6 street gangs who fail to adhere to its directives, the Mexican
7 Mafia has risen to the position where it now exercises control
8 over the Hispanic street gangs of Southern California, including
9 the Azusa 13 gang. The Mexican Mafia charges the street gangs
10 under its control sums of money to be paid on a regular basis,
11 known as "taxes," "rent," or "tribute," which is payable to the
12 Mexican Mafia member staking claim to, and designated to oversee,
13 the particular street gang. In return for such payments, the
14 street gang receives the Mexican Mafia's authorization to control
15 the criminal activities occurring within the gang's territory,
16 free from interference or competition from other street gangs, as
17 well as protection for the gang's members who are incarcerated.
18 Failure to pay either the requisite "rent," or to adhere to the
19 Mexican Mafia's directives, will result in the street gang being
20 penalized by the Mexican Mafia, which can include violence
21 directed at either individual members of the street gang or the
22 street gang as a whole.

23 15. In recent years, through approximately December 2008,
24 the Azusa 13 gang operated under the ultimate authority and
25 direction of Mexican Mafia member #1, who was a validated Mexican
26 Mafia member who originated from the Azusa 13 gang. Mexican
27 Mafia member #1, who resided in Leavenworth, Kansas, exercised
28 control over the Azusa 13 gang with the assistance of

1 intermediaries, including defendants S. RIOS, ALFARO, and D.
2 RIOS, who facilitated his receipt of "rent" payments from the
3 Azusa 13 gang, and communicated or assisted in the communication
4 of Mexican Mafia member #1's directives to the Azusa 13 gang.
5 Mexican Mafia member #1 died in December 2008, and, since that
6 date, members of the Azusa 13 gang have paid "rent" to Mexican
7 Mafia members #2, #3, and #4.

8 16. The Azusa 13 gang is controlled principally by a senior
9 member who is known in the gang as the "Keyholder." In recent
10 years, defendants S. RIOS, SALAZAR, MORENO, ALFARO, and R. GARCIA
11 have held the position of "Keyholder." The Keyholder is
12 responsible for ensuring that the goals of the Azusa 13 gang are
13 met. These goals include generating revenue by managing the drug
14 trafficking in the Azusa 13 gang's territory; overseeing the
15 collection of extortion payments from individuals distributing
16 narcotics within the Azusa 13 gang's territory; enforcing Mexican
17 Mafia directives and the Azusa 13 gang's code of conduct;
18 overseeing the recruitment of members who will assist the Azusa
19 13 gang achieve its objectives; and ensuring that the designated
20 Mexican Mafia member responsible for overseeing the Azusa 13
21 gang's criminal activities receives the "rent" payments that are
22 demanded.

23 17. The Azusa 13 gang generates revenue primarily by
24 controlling the drug trafficking occurring within its territory.
25 It does so by permitting street level dealers to conduct
26 narcotics sales within the Azusa 13 gang's territory, with
27 protection from rivals and without other interference, in return
28 for providing the Azusa 13 gang with regular payments consisting

1 of proceeds from their narcotics sales, and, on occasion, a
2 portion of the street level dealers' narcotics. Like the
3 required payments to the Mexican Mafia, these payments are
4 commonly referred to as "rent" or "taxes." The Azusa 13 gang
5 also generates revenue through crimes committed by members and
6 associates of the Azusa 13 gang, including robbery.

7 18. Members and associates of the Azusa 13 gang also
8 regularly take steps to conceal and disguise their criminal
9 activities from law enforcement. For example, members and
10 associates of the gang regularly use coded language to disguise
11 the content of telephone communications relating to illegal
12 conduct, and often will meet in person to discuss the gang's
13 criminal activities in an attempt to prevent law enforcement
14 officers from intercepting telephone communications involving the
15 gang's criminal activities.

16 19. Individuals who impede the Azusa 13 gang's efforts to
17 generate revenue and to control the criminal activity within the
18 City of Azusa, or who otherwise disregard the gang's directives,
19 are subject to discipline and/or retribution from the gang's
20 members and associates, which can include being targeted for
21 theft of personal property, threats, and acts of violence.

22 20. By participating in the activities directed by the
23 Azusa 13 gang, and adhering to the gang's directives, members and
24 associates are able to maintain and increase their standing
25 within the Azusa 13 gang. This is particularly true for acts of
26 violence committed against rival gang members, as well as hate-
27 motivated crimes against African-Americans, who either reside,
28 work, or visit within the City of Azusa. These acts of violence

1 not only maintain and increase the standing of the individual who
2 executed the act, but also maintains and increases the Azusa 13
3 gang's control of the territory by reinforcing its reputation for
4 intimidation and hate-motivated violence against African-
5 Americans and the Azusa 13 gang's rivals, as well as other
6 residents of the City of Azusa.

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COUNT ONE

[18 U.S.C. § 1962(d)]

1
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3 1. Paragraphs 1 through 20 of the General Allegations are
4 re-alleged and incorporated by reference as if fully set forth
5 herein.

6 2. The Varrio Azusa 13 gang ("Azusa 13 gang"), including
7 its leadership, membership, and associates, constitutes an
8 "enterprise," as defined by Title 18, United States Code, Section
9 1961(4), that is, a group of individuals associated in fact,
10 although not a legal entity. The enterprise is engaged in, and
11 its activities affect, interstate and foreign commerce. The
12 enterprise constitutes an ongoing organization whose members
13 function as a continuing unit for a common purpose of achieving
14 the objectives of the enterprise.

15 PURPOSES OF THE ENTERPRISE

16 3. The purposes of the Azusa 13 gang criminal enterprise,
17 including its members and associates, include, but are not
18 limited to, the following:

19 a. Enriching members and associates of the Azusa 13
20 gang and the Mexican Mafia through, among other things, the
21 control of and participation in the distribution of narcotics in
22 the Azusa 13 gang's territory; the collection of "rent" from
23 narcotics traffickers; and the commission of financially-oriented
24 crimes such as identity theft and robbery.

25 b. Maintaining control over the Azusa 13 gang's
26 territory.

27 c. Preserving, protecting, and expanding the power of
28 the Azusa 13 gang through the use of intimidation, violence,

1 threats of violence, assaults, racially motivated attacks, and
2 murders.

3 d. Promoting and enhancing the Azusa 13 gang and the
4 activities of its members and associates.

5 THE MEANS AND METHODS OF THE ENTERPRISE

6 4. The means and methods by which defendants and other
7 members and associates of the Azusa 13 gang conduct and
8 participate in the conduct of the affairs of the Azusa 13 gang
9 include:

10 a. Members and associates of the Azusa 13 gang use
11 the criminal enterprise to commit, attempt to commit, and
12 threaten to commit acts of violence, including murder,
13 intimidation, threats of directed violence against rival gang
14 members and witnesses in criminal cases, and racially-motivated
15 attacks, in order to protect and expand the scope of the
16 enterprise's criminal operations, and to promote a climate of
17 fear.

18 b. To generate income, members and associates of the
19 Azusa 13 gang are "entitled" to conduct, and in fact do conduct,
20 illegal activities under the protection of the enterprise. This
21 includes participating in drug trafficking, committing robberies,
22 and collecting "rent" from narcotics traffickers within the Azusa
23 13 gang's territory.

24 c. The Azusa 13 gang pays "taxes" or "rent" to the
25 Mexican Mafia in order to ensure protection for its incarcerated
26 members and associates, and in order to obtain continued
27 authorization permitting it to exercise exclusive control over
28

1 the Azusa 13 gang's territory and the criminal conduct occurring
2 therein.

3 d. To perpetuate the Azusa 13 criminal enterprise,
4 members and associates of the enterprise attempt to conceal from
5 law enforcement the identity of its participants, the ways in
6 which it conducts its affairs, and the locations at which it
7 discusses and conducts its affairs.

8 THE RICO CONSPIRACY CHARGE

9 5. Beginning on an unknown date, but at least by on or
10 about May 7, 1992, and continuing until at least the end of May
11 2011, in Los Angeles County, within the Central District of
12 California, and elsewhere, defendants S. RIOS, SALAZAR, MORENO,
13 L. MARTINEZ, ALFARO, L. RIOS, PADILLA, GOMEZ, AGUIRRE, URISOTE,
14 RIVERA, VALLES, PELAYO, P. LOPEZ, JUAREZ, HERRERA, AMAYA,
15 R. GARCIA, PARDO, MICHAELS, WILLIAMS, RAMIREZ, JUAN MEJIA, JESUS
16 MEJIA, D. RIOS, JIMENEZ, and BASYE, and others known and unknown
17 to the Grand Jury, being persons employed by and associated with
18 the enterprise described above, namely, the Azusa 13 gang, which
19 enterprise engaged in and the activities of which affected
20 interstate and foreign commerce, unlawfully and knowingly
21 combined, conspired, confederated, and agreed together and with
22 each other to violate Title 18, United States Code, Section
23 1962(c), that is, to conduct and participate, directly and
24 indirectly, in the conduct of the affairs of the enterprise
25 through a pattern of racketeering activity, as that term is
26 defined in Title 18, United States Code, Sections 1961(1) and
27 1961(5), including multiple acts involving extortion and robbery
28 chargeable under the following provisions of state law:

1 extortion, in violation of California Penal Code
2 Sections 518, 519, and 520; and

3 robbery, in violation of California Penal Code Sections
4 211, 212.5(a), and 213; and

5 multiple acts involving the distribution of controlled
6 substances, including heroin, methamphetamine, cocaine, and
7 hydrocodone in violation of Title 21, United States Code,
8 Sections 841(a)(1), 843(b), and 846; and

9 multiple acts indictable under the following provision of
10 federal law:

11 witness tampering, in violation of Title 18, United States
12 Code, Section 1512.

13 It was further a part of the conspiracy that each defendant
14 agreed that a conspirator would commit at least two acts of
15 racketeering in the conduct of the affairs of the enterprise.

16 A. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
17 ACCOMPLISHED

18 The objects of the conspiracy were to be accomplished, in
19 substance, as follows:

20 1. Defendants S. RIOS, SALAZAR, MORENO, ALFARO, and R.
21 GARCIA, and others known and unknown to the Grand Jury, were
22 "Keyholders" of the Azusa 13 gang and would direct drug
23 trafficking and other racketeering activity in Azusa 13 gang
24 territory.

25 2. Defendants S. RIOS, SALAZAR, and ALFARO, and others
26 known and unknown to the Grand Jury, would direct street dealers
27 selling narcotics in Azusa 13 gang territory, including
28 defendants Gary Garcia, Leonard Cabrera, Diana Mendez, and

1 Ernesto Rodriguez, to pay "rent" to the Azusa 13 gang in exchange
2 for "authorization" to sell narcotic controlled substances,
3 including heroin and methamphetamine, in Azusa 13 gang territory.

4 3. Defendants S. RIOS, SALAZAR, ALFARO, HERRERA, AMAYA,
5 and R. GARCIA, and others known and unknown to the Grand Jury,
6 would collect or assist in the collection of "rent" from street
7 dealers selling narcotics in Azusa 13 gang territory.

8 4. Defendants S. RIOS, ALFARO, and D. RIOS, and others
9 known and unknown to the Grand Jury, would deliver "rent"
10 payments collected by Azusa 13 gang members to Mexican Mafia
11 member #1.

12 5. Defendants S. RIOS, SALAZAR, and L. MARTINEZ, and
13 others known and unknown to the Grand Jury, would communicate
14 with members of the Mexican Mafia overseeing the Azusa 13 gang
15 about drug trafficking activity in Azusa 13 gang territory.

16 6. Defendants S. RIOS, SALAZAR, L. RIOS, PADILLA, GOMEZ,
17 AGUIRRE, URIOSTE, PELAYO, JUAREZ, HERRERA, PARDO, MICHAELS,
18 WILLIAMS, RAMIREZ, and JUAN MEJIA, and others known and unknown
19 to the Grand Jury, would possess with intent to distribute and
20 distribute narcotic controlled substances in Azusa 13 gang
21 territory.

22 7. Defendants URIOSTE and PELAYO, and others known and
23 unknown to the Grand Jury, would recruit narcotics traffickers to
24 distribute narcotic controlled substances in Azusa 13 gang
25 territory.

26 8. In order to evade detection and protect the Azusa 13
27 criminal enterprise, defendants S. RIOS, L. RIOS, RIVERA, PELAYO,
28 AMAYA, and WILLIAMS, and others known and unknown to the Grand

1 Jury, would communicate in coded and/or guarded language, limit
2 their use of certain telephones, and warn co-conspirators about
3 the presence of law enforcement in Azusa 13 gang territory as
4 well as other threats to the Azusa 13 gang's criminal activities.

5 9. Defendants SALAZAR, L. RIOS, GOMEZ, AGUIRRE, RIVERA,
6 JUAREZ, PARDO, MICHAELS, RAMIREZ, JUAN MEJIA, JESUS MEJIA, and
7 JIMENEZ, and others known and unknown to the Grand Jury, would
8 plan, commit, and threaten to commit acts of violence against
9 African-Americans in the City of Azusa and against rival gang
10 members in Azusa 13 gang territory in order to enhance the
11 reputation and authority of the Azusa 13 gang.

12 10. Defendants SALAZAR, MORENO, L. MARTINEZ, L. RIOS,
13 PADILLA, GOMEZ, AGUIRRE, URISOTE, RIVERA, VALLES, PELAYO, P.
14 LOPEZ, AMAYA, R. GARCIA, MICHAELS, RAMIREZ, JUAN MEJIA, and
15 BASYE, and others known and unknown to the Grand Jury, would
16 obtain and possess firearms and other dangerous weapons,
17 would broker firearms transactions in order to enforce the
18 authority of the Azusa 13 gang, would exclude others from Azusa
19 13 gang territory, and would permit the Azusa 13 gang to control
20 the drug trafficking activity in its territory.

21 11. Defendants L. RIOS, GOMEZ, RIVERA, RAMIREZ, JUAN MEJIA,
22 JESUS MEJIA, and JIMENEZ, and others known and unknown to the
23 Grand Jury, would commit robberies in order to enrich themselves
24 and the Azusa 13 gang.

25 12. Defendants S. RIOS, SALAZAR, L. MARTINEZ, ALFARO,
26 VALLES, JUAREZ, HERRERA, and JIMENEZ, and others known and
27 unknown to the Grand Jury, would employ intimidation, violence,
28 and threats of violence against individuals who did not comply

1 with the Azusa 13 gang's directives, or individuals who
2 cooperated with law enforcement against members of the Azusa 13
3 gang.

4 13. Defendants L. RIOS, PADILLA, VALLES, JUAREZ, MICHAELS,
5 RAMIREZ, and JUAN MEJIA, and others known and unknown to the
6 Grand Jury, would maintain the Azusa 13 gang's control of its
7 territory by "tagging" their gang monikers and gang symbols on
8 businesses and residences in the City of Azusa in order to
9 identify the territory controlled by the Azusa 13 gang,
10 intimidate rival gang members, and instill fear in African-
11 Americans who lived in the City of Azusa.

12 14. Defendants S. RIOS, L. MARTINEZ, HERRERA, and JIMENEZ,
13 and others known and unknown to the Grand Jury, would identify
14 potential witnesses to the Azusa 13 gang's criminal activities in
15 order to prevent those witnesses from cooperating with law
16 enforcement and testifying against the gang's members and
17 associates in court.

18 15. Defendants SALAZAR, AGUIRRE, and R. GARCIA, and others
19 known and unknown to the Grand Jury, would attempt to prevent law
20 enforcement officers from apprehending members and associates of
21 the Azusa 13 gang for their crimes.

22 B. OVERT ACTS

23 In furtherance of the conspiracy, and to accomplish the
24 objects of the conspiracy, defendants S. RIOS, SALAZAR, MORENO,
25 L. MARTINEZ, ALFARO, L. RIOS, PADILLA, GOMEZ, AGUIRRE, URISOTE,
26 RIVERA, VALLES, PELAYO, P. LOPEZ, LEON, JUAREZ, HERRERA, AMAYA,
27 R. GARCIA, PARDO, MICHAELS, WILLIAMS, RAMIREZ, JUAN MEJIA, JESUS
28 MEJIA, D. RIOS, JIMENEZ, and BASYE, and others known and unknown

1 to the Grand Jury, including defendants Javier Leon, aka
2 "Silent," ("Leon"), Jesus Gaxiola ("J. Gaxiola"), Leonard
3 Cabrera, aka "Moreno" ("L. Cabrera"), Diana Mendez, aka "Trina"
4 ("Mendez"), Gilbert Morales, Jr., aka "Kito" ("Morales"), Ramiro
5 Montes, aka "Tubby" ("R. Montes"), Alberto Milan Reynoso, aka
6 "Stranger" ("Reynoso"), Frank Garcia ("F. Garcia"), Ronnie
7 Cabrera, aka "Weasel" ("R. Cabrera"), Cipriano Gaxiola, aka "Cip"
8 ("C. Gaxiola"), and Jesse Stewart Wilson ("Wilson"), committed
9 various overt acts, on or about the following dates, within the
10 Central District of California, and elsewhere, including, but not
11 limited to, the following:

12 1. On May 7, 1992, defendants PARDO and Reynoso, and other
13 members of the Azusa 13 gang, attended a gang meeting at Pioneer
14 Park in the City of Azusa during which members of the gang were
15 instructed to be more active in protecting the "varrio" from
16 rival "La Puente Trece," "Baldwin Park Northside," and "Du Rock
17 Crip" gang members.

18 2. On May 7, 1992, at a gang meeting in the City of Azusa,
19 members of the Azusa 13 gang initiated new members by "jumping
20 in" those individuals.

21 3. On May 7, 1992, defendants PARDO and Reynoso, and other
22 members of the Azusa 13 gang, attended a gang meeting at Pioneer
23 Park in the City of Azusa during which a participant at the
24 meeting stated words to the effect of, "let's talk about
25 n****rs."

26 4. On May 7, 1992, an unidentified co-conspirator member
27 or associate of the Azusa 13 gang informed other members of the
28 gang that he had "patrolled" the alley by a residence where

1 African-Americans lived within the gang's territory.

2 5. On May 15, 1992, unidentified co-conspirator members of
3 the Azusa 13 gang "tagged" "Get out n****rs," "A13," and "AZUSA
4 13" on the garage doors of a residential complex in the City of
5 Azusa in order to intimidate the African-American residents who
6 members of the Azusa 13 gang had discussed at the gang's May 7,
7 1992 meeting.

8 6. On October 24, 1992, defendants AGUIRRE and PARDO, and
9 other members of the Azusa 13 gang, surrounded L.L. #1, an
10 African-American male who was in Azusa 13 gang territory,
11 produced a knife and a sharpened pencil, chanted "stick him," and
12 chased L.L. #1 as L.L. #1 attempted to flee from the attack.

13 7. On October 24, 1992, defendants AGUIRRE and PARDO, and
14 other members of the Azusa 13 gang, surrounded the residence in
15 which L.L. #1 was hiding, and shouted "Pinche negra" and "Come on
16 out n****r."

17 8. On March 29, 1993, defendant PARDO and other members of
18 the Azusa 13 gang chased and hit F.A., D.C., and R.L. #1, three
19 African-American males who were in Azusa 13 gang territory, while
20 defendant PARDO said "We hate n****rs, f**k n****rs."

21 9. On July 21, 1994, defendant AGUIRRE and other members
22 of the Azusa 13 gang held sticks and glass bottles as they
23 surrounded R.G., an African-American male who was in Azusa 13
24 gang territory.

25 10. On July 21, 1994, an unidentified co-conspirator, in a
26 group of Azusa 13 gang members who included defendant AGUIRRE,
27 said to R.G., "F**king n****r, I'll kick your n****r ass."

28 11. On July 21, 1994, an unidentified co-conspirator, in a

1 group of Azusa 13 gang members that included defendant AGUIRRE,
2 hit R.G. in the face.

3 12. On July 21, 1994, during the attack on R.G. by
4 defendant AGUIRRE and other members of the Azusa 13 gang, an
5 unidentified co-conspirator member of the Azusa 13 gang broke the
6 window of R.G.'s vehicle and stole R.G.'s car stereo as R.G. hid
7 in a nearby convenience store in order to avoid being further
8 attacked by the gang.

9 13. On January 24, 1997, defendant MORENO wrote a "business
10 plan" for the Azusa 13 gang in which, among other things,
11 defendant MORENO informed other members of the Azusa 13 gang that
12 gang members "reserve the exclusive rights to controll [sic] the
13 underground drug market in Azusa" and instructed Azusa 13 gang
14 members to: (1) "imagine the 'varrio' as a company, [and] imagine
15 the homeboys as employees of this company. . . . [and that the]
16 company provides security services, protection and exclusive
17 sales rights within the Azusa City Limits"; (2) select a
18 "representative" to speak to all individuals selling narcotics in
19 the City of Azusa in order to explain to those narcotics
20 distributors that the Azusa 13 gang will "offer and guarantee
21 full protection, that [the gang's members] will collect from
22 their customers that are refusing to pay, and [that the Azusa 13
23 gang] will harshly deal with anybody who is interfering with
24 their business"; (3) warn all narcotics distributors in the
25 gang's territory that "anybody refusing to cooperate with the
26 company policy will not be allowed to conduct business within
27 Azusa City limits, and [will be] subject to severe punishment";
28 (4) send its "wrecking crew" to steal non-compliant individuals'

1 narcotics, money, and valuables, or to kidnap a family member of
2 the narcotics distributor; and (5) invest in "company supplies
3 and equipment" and to maintain "top of the line artillery, A-K's,
4 SKS's, Tec-9's, mini 14's, bullet proof vests, scanners, walkie
5 talkies, [and] binoculars." Defendant MORENO also reminded Azusa
6 13 gang members who were a part of the "business plan" that the
7 gang's "main objective" is to "monopolize the entire drug market
8 in the City of Azusa" and further reminded the gang's members to
9 make "contributions"
10 to members of the Mexican Mafia.

11 14. On October 1, 1998, defendant SALAZAR and other members
12 of the Azusa 13 gang yelled "Azusa 13" and "F**k you n****rs.
13 Get out of our neighborhood. Don't come back" at K.C., C.T., and
14 other African-Americans who were in Azusa 13 gang territory.

15 15. On October 20, 1998, defendant R. GARCIA sent money
16 collected by the Azusa 13 gang to defendant ALFARO, who was in
17 custody.

18 16. On November 12, 1998, defendant R. GARCIA possessed
19 approximately one ounce of methamphetamine, materials to
20 facilitate the distribution of narcotics, an electronic gram
21 scale, and a police scanner in his residence, which was located
22 in Azusa 13 gang territory.

23 17. On November 12, 1998, defendant R. GARCIA possessed a
24 "pay-owe" sheet identifying defendant R. Rios and narcotics that
25 defendant R. Rios had purchased from defendant R. GARCIA.

26 18. On February 4, 1999, defendant SALAZAR and other
27 members of the Azusa 13 gang threatened and intimidated J.S. and
28 J.M., African-Americans living within Azusa 13 gang territory, by

1 yelling words to the effect of, "f**k you n****rs," "f**k you
2 n****r b**ch," "I'm gonna get a f**king gun n****r and kill you,"
3 "I'm gonna shoot your house up n****r," and "Azusa 13," at J.S.
4 and J.M. while they were outside J.S. and J.M.'s house.

5 19. On October 6, 1999, defendant AMAYA possessed
6 approximately 6.7 grams of methamphetamine.

7 20. On December 1, 1999, defendant MICHAELS "tagged" his
8 gang moniker and "Azusa 13" on a wall in a park in Azusa 13 gang
9 territory.

10 21. On January 14, 2000, defendant MICHAELS and another
11 member of the Azusa 13 gang told J.J. #1, an African-American
12 male in Azusa 13 gang territory, "[W]e hate n****rs in Azusa.
13 This is Azusa."

14 22. On January 14, 2000, defendant MICHAELS and another
15 member of the Azusa 13 gang hit J.J. #1 on the back and head.

16 23. On January 18, 2000, defendants SALAZAR and MICHAELS,
17 and two other members of the Azusa 13 gang, displayed a gang hand
18 gesture at a teenager riding a bicycle in Azusa 13 gang
19 territory, punched and kicked the victim, and stole the victim's
20 bicycle.

21 24. On January 26, 2000, defendant PARDO possessed
22 approximately 25.4 grams of recently manufactured methamphetamine
23 to distribute in Azusa 13 gang territory.

24 25. On July 16, 2000, defendant MICHAELS threatened J.V. by
25 yelling "What are you doing in my varrio?" and defendants
26 AGUIRRE and MICHAELS and other members of the Azusa 13 gang
27 punched J.V. and kicked J.V. as J.V. lay on the ground.

28 26. On July 16, 2000, defendant AGUIRRE possessed nine

1 rounds of ammunition in a vehicle that defendant AGUIRRE was
2 driving.

3 27. On July 17, 2000, defendant P. LOPEZ possessed a stolen
4 loaded .38 caliber revolver, a plastic bag containing additional
5 rounds of .38 caliber ammunition, and a note regarding an
6 upcoming Azusa 13 gang meeting in Azusa 13 gang territory.

7 28. On November 20, 2002, defendant AGUIRRE possessed a
8 loaded .38 caliber revolver, six cellular telephones, and
9 approximately 28 grams of methamphetamine.

10 29. On April 21, 2003, defendant MORENO possessed \$913 in
11 cash, a sheet of paper containing names, credit card numbers, and
12 their prospective expiration dates, and an electronic credit card
13 information retrieval device.

14 30. On May 7, 2003, defendants RAMIREZ and JUAN MEJIA
15 "tagged" their Azusa 13 gang monikers and "Azusa" on a fire
16 hydrant in Azusa 13 gang territory.

17 31. On June 2, 2003, defendant JUAN MEJIA "tagged" his
18 Azusa 13 gang moniker and "A 13" on a table in a park in Azusa 13
19 gang territory.

20 32. On June 9, 2003, defendant MICHAELS possessed a loaded
21 handgun with an obliterated serial number in Azusa 13 gang
22 territory.

23 33. On June 20, 2003, defendant R. GARCIA possessed a
24 knife, narcotics distribution material, and a loaded Smith and
25 Wesson revolver in Azusa 13 gang territory.

26 34. On June 20, 2003, defendant R. GARCIA possessed a
27 letter from an incarcerated member of the Azusa 13 gang which
28 directed defendant R. GARCIA to deposit money on that member's

1 jail account.

2 35. On February 11, 2004, defendant URIOSTE possessed an
3 electronic gram scale and approximately 6.25 grams of
4 methamphetamine to distribute.

5 36. On February 29, 2004, defendant JUAREZ and other
6 members of the Azusa 13 gang "tagged" "AZUSA 13" and their gang
7 monikers on a bus in Azusa 13 gang territory.

8 37. On March 6, 2004, defendants VALLES and JUAREZ
9 possessed Azusa 13 gang paraphernalia in Azusa 13 gang territory.

10 38. On March 21, 2004, defendant L. RIOS, who
11 was accompanied by other members of the Azusa 13 gang, confronted
12 D.R., an African-American male who was in Azusa 13 gang
13 territory, and defendant L. RIOS said "A-13," and defendant L.
14 RIOS called D.R. a "n****r."

15 39. On April 17, 2004, defendant AMAYA possessed a folding
16 knife with "AZUSA 13" scratched into the handle.

17 40. On May 25, 2004, defendant RAMIREZ, who was in the
18 company of two other members of the Azusa 13 gang, yelled "f**k
19 you n****r" at D.B., an African-American male who was in Azusa 13
20 gang territory, and stole D.B.'s cellular telephone.

21 41. On May 25, 2004, defendant RAMIREZ, who was in the
22 company of two other members of the Azusa 13 gang, brandished a
23 firearm at D.B.

24 42. On May 31, 2004, defendant P. LOPEZ possessed a loaded
25 .25 caliber semi-automatic firearm and a bag with additional
26 rounds of .25 caliber ammunition in Azusa 13 gang territory.

27 43. On June 18, 2004, defendants L. RIOS and JESUS MEJIA,
28 and other members and/or associates of the Azusa 13 gang,

1 attacked J.R., an African-American male who was in Azusa 13 gang
2 territory, causing lacerations to J.R.'s head.

3 44. On June 18, 2004, during the attack on J.R., defendant
4 L. RIOS yelled "[f]uck you n****r, fuck you n****r, fuck you
5 n****r."

6 45. On August 30, 2004, defendant PADILLA "tagged" his gang
7 moniker and "Azusa 13" on a business located in Azusa 13 gang
8 territory.

9 46. On November 6, 2004, defendant L. RIOS and other
10 members of the Azusa 13 gang "tagged" their gang monikers on a
11 residential complex in the gang's territory, and wrote the words
12 "Azusa 13" and "F**k N****rs" on a wall in the laundry room of
13 the complex.

14 47. On December 8, 2004, defendant WILLIAMS possessed
15 methamphetamine and heroin, \$322 in narcotics proceeds, an
16 electronic scale, and Azusa 13 gang paraphernalia in Azusa 13
17 gang territory.

18 48. On February 24, 2005, defendant L. RIOS, who was in the
19 company of other members of the Azusa 13 gang, punched J.J. #2,
20 an African-American high school student who was in Azusa 13 gang
21 territory.

22 49. On February 24, 2005, during the attack on J.J. #2,
23 defendant L. RIOS and other members of the Azusa 13 gang yelled
24 "Azusa Gang" and "F**k all n****rs," and displayed a gang hand
25 gesture.

26 50. On February 25, 2005, defendant PELAYO possessed stolen
27 credit cards, a stolen driver's license and social security card,
28 and a paper containing the names, dates of birth, social security

1 numbers, and credit card information of other individuals.

2 51. On February 25, 2005, defendant PELAYO attempted to
3 cash a forged check in the amount of \$1,200 at a store in Covina,
4 California.

5 52. On May 20, 2005, defendant JUAREZ "tagged" his Azusa 13
6 gang moniker and "Azusa 13" on a fire hydrant in Azusa 13 gang
7 territory.

8 53. On September 7, 2005, defendant JUAREZ "tagged" his
9 Azusa 13 gang moniker and "Azusa 13" on multiple benches in Azusa
10 13 gang territory.

11 54. On February 11, 2006, defendant WILLIAMS possessed
12 approximately 6.9 grams of methamphetamine.

13 55. On July 3, 2006, defendant PADILLA ground
14 methamphetamine into the floorboard liner of a law enforcement
15 vehicle in an attempt to hide it from law enforcement.

16 56. On August 18, 2006, defendant PADILLA and another Azusa
17 13 gang member concealed a loaded .22 caliber revolver and a
18 loaded 12-gauge shotgun in a vehicle that they were driving in
19 Azusa 13 gang territory.

20 57. On September 2, 2006, defendant AMAYA possessed a knife
21 with a fixed blade in Azusa 13 gang territory.

22 58. On October 6, 2006, defendant JUAREZ and another member
23 of the Azusa 13 gang yelled "SGV" and "Azusa," and they attacked
24 M.M. on M.M.'s way to school in Azusa 13 gang territory.

25 59. On January 23, 2007, defendant SALAZAR broke into a
26 residence in Azusa 13 gang territory, identified himself as
27 "Danger" from the Azusa 13 gang, and demanded that the residents
28 hide defendant SALAZAR from law enforcement.

1 60. On April 4, 2007, defendant SALAZAR tried to conceal a
2 loaded .38 caliber revolver and black gloves as defendant SALAZAR
3 fled from law enforcement officers in Azusa 13 gang territory.

4 61. On June 27, 2007, defendant WILLIAMS possessed
5 approximately three grams of methamphetamine and a scale in Azusa
6 13 gang territory.

7 62. On July 12, 2007, defendant MICHAELS possessed ten
8 rounds of 9mm ammunition, methamphetamine, items to facilitate
9 the distribution of narcotics, and a digital scale in Azusa 13
10 gang territory.

11 63. On September 20, 2007, defendants VALLES, JUAREZ, and
12 RAMIREZ "tagged" their gang monikers and "VAZUSAX3R" on a
13 residence and vehicle in Azusa 13 gang territory.

14 64. On January 10, 2008, defendant P. LOPEZ possessed a
15 loaded .25 caliber Raven semi-automatic pistol in Azusa 13 gang
16 territory.

17 65. On January 24, 2008, defendant PADILLA possessed a
18 loaded .32 semi-automatic handgun, more than one hundred live
19 rounds of .32 caliber ammunition, and Azusa 13 gang paraphernalia
20 in Azusa 13 gang territory.

21 66. On June 1, 2008, unidentified co-conspirator members of
22 the Azusa 13 gang yelled "Azusa 13" and "F**k Puente" and shot at
23 rival Puente 13 gang members who were in Azusa 13 gang
24 territory.

25 67. On July 6, 2008, defendant J. Gaxiola attempted to
26 conceal a stolen loaded firearm in a vehicle that defendant J.
27 Gaxiola was driving.

28

1 68. On August 13, 2008, Mexican Mafia member #1 possessed
2 wire money transfer receipts from defendant S. RIOS in the amount
3 of \$600, and from defendant Mendez in the amount of \$200.

4 69. On September 19, 2008, defendant D. RIOS delivered \$200
5 to Mexican Mafia member #1.

6 70. On September 21, 2008, using coded language in a
7 telephone conversation, defendant L. Cabrera told defendant S.
8 RIOS that defendant L. Cabrera had observed defendant D. RIOS
9 deliver a payment to Mexican Mafia member #1 from a wire-transfer
10 location.

11 71. On September 23, 2008, defendant D. RIOS delivered \$277
12 to Mexican Mafia member #1.

13 72. On October 3, 2008, defendant D. RIOS delivered \$600 to
14 Mexican Mafia member #1.

15 73. On October 13, 2008, defendant D. RIOS delivered \$88 to
16 Mexican Mafia member #1.

17 74. On October 15, 2008, defendant D. RIOS delivered \$207
18 to Mexican Mafia member #1.

19 75. On October 16, 2008, defendants L. RIOS and RIVERA
20 stole a vehicle from a business located in Azusa 13 gang
21 territory.

22 76. On October 31, 2008, defendant D. RIOS delivered \$185
23 to Mexican Mafia member #1.

24 77. On November 2, 2008, defendant D. RIOS delivered \$200
25 to Mexican Mafia member #1.

26 78. On November 12, 2008, using coded language in a
27 telephone conversation, defendant S. RIOS told Mexican Mafia
28 member #1 that Mexican Mafia member #2 had taken off the "peace

1 treaty" and that rival gang members from the City of La Puente
2 were authorized to attack members of the Azusa 13 gang.

3 79. On November 12, 2008, using coded language in a
4 telephone conversation, defendant S. RIOS told Mexican Mafia
5 member #1 that defendant S. RIOS would deliver extortion proceeds
6 to Mexican Mafia #1 by November 15, 2008.

7 80. On November 15, 2008, using coded language in a
8 telephone conversation, defendant S. RIOS told Mexican Mafia
9 member #1 that defendant S. RIOS was making arrangements to
10 obtain transportation so that defendant S. RIOS could collect
11 narcotics distribution proceeds from individuals distributing
12 narcotics in Azusa 13 gang territory.

13 81. On November 16, 2008, defendant D. RIOS delivered \$200
14 to Mexican Mafia member #1.

15 82. On November 30, 2008, using coded language in a
16 telephone conversation, Mexican Mafia member #1 instructed
17 defendant S. RIOS to send Mexican Mafia member #1 the narcotics
18 proceeds that defendant S. RIOS collected by the next day.

19 83. On December 2, 2008, using coded language in a
20 telephone conversation, defendant S. RIOS directed a narcotics
21 trafficker to pay \$200 to defendant S. RIOS and Mexican Mafia
22 member #1 for authorization to distribute narcotics in Azusa 13
23 gang territory.

24 84. On December 3, 2008, defendant D. RIOS delivered \$500
25 to Mexican Mafia member #1.

26 85. On December 3, 2008, using coded language in a
27 telephone conversation, defendant S. RIOS provided electronic
28 funds transfer information to Mexican Mafia member #1 for Mexican

1 Mafia member #1 to use to collect a \$500 payment sent by
2 defendant D. RIOS.

3 86. On December 5, 2008, using coded language in a
4 telephone conversation, defendant S. RIOS directed defendant
5 ALFARO to collect narcotics distribution proceeds from S.A.

6 87. On December 6, 2008, using coded language in a
7 telephone conversation, defendant S. RIOS asked defendant ALFARO
8 if defendant ALFARO had collected narcotics distribution proceeds
9 from S.A., and defendant ALFARO stated that he would confront
10 S.A. the next day.

11 88. On December 11, 2008, using coded language in a
12 telephone conversation, defendant PADILLA informed defendant S.
13 RIOS that defendant PADILLA had assembled members of the Azusa 13
14 gang for a gang meeting, and defendant S. RIOS informed defendant
15 PADILLA that the location for the gang meeting needed to change
16 because law enforcement officers had searched defendant ALFARO's
17 residence earlier that day.

18 89. On December 13, 2008, using coded language in a
19 telephone conversation, defendant S. RIOS demanded payment from a
20 narcotics distributor in Azusa 13 gang territory, and the
21 narcotics distributor told defendant S. RIOS that defendant
22 Rodriguez could confirm that the narcotics distributor was up to
23 date in his payment to the gang.

24 90. On December 14, 2008, using coded language in a
25 telephone conversation, defendant S. RIOS demanded that a
26 narcotics distributor pay \$200 on the first and the fifteenth of
27 each month to defendant S. RIOS and Mexican Mafia member #1.

28

1 91. On December 14, 2008, using coded language in a
2 telephone conversation, defendant S. RIOS told Mexican Mafia
3 member #1 that defendant S. RIOS was collecting \$200 from an
4 individual who was distributing narcotics in Azusa 13 gang
5 territory.

6 92. On December 14, 2008, using coded language in a
7 telephone conversation, defendant ALFARO told Mexican Mafia
8 member #1 that defendant ALFARO would collect narcotics proceeds
9 from an individual later on that day.

10 93. On December 15, 2008, using coded language in a
11 telephone conversation, defendant ALFARO provided electronic
12 funds transfer information to Mexican Mafia member #1 to use to
13 collect a \$300 payment from defendant ALFARO.

14 94. On January 29, 2009, using coded language in a
15 telephone conversation, defendant Rodriguez asked defendant S.
16 RIOS to confront an individual trying to "tax" a portion of
17 defendant Rodriguez' narcotics proceeds.

18 95. On January 31, 2009, using coded language in a
19 telephone conversation, defendant S. RIOS confronted an
20 individual who was demanding narcotics distribution proceeds from
21 defendant Rodriguez, and defendant S. RIOS explained that
22 defendant Rodriguez paid money to the Azusa 13 gang in exchange
23 for authorization to distribute narcotics in the gang's
24 territory.

25 96. On January 31, 2009, using coded language in a
26 telephone conversation, defendants S. RIOS and Leon discussed
27 extorting proceeds from a narcotics trafficker who lived in
28 Duarte, California, and defendant Leon stated that defendant Leon

1 did not want to discuss details regarding the Azusa 13 gang's
2 extortion activity on the telephone.

3 97. On January 31, 2009, using coded language in a
4 telephone conversation, defendant S. RIOS directed a narcotics
5 trafficker to meet with defendant S. RIOS and pay "taxes" to
6 defendant S. RIOS.

7 98. On February 1, 2009, using coded language in a
8 telephone conversation, defendants S. RIOS and ALFARO agreed to
9 collect money from a narcotics trafficker in Azusa 13 gang
10 territory.

11 99. On February 3, 2009, using coded language in a
12 telephone conversation, defendant S. RIOS ordered heroin from a
13 narcotics trafficker for defendant S. RIOS to distribute in Azusa
14 13 gang territory, and defendant S. RIOS told the narcotics
15 trafficker that defendant S. RIOS had two or three individuals
16 prepared to distribute heroin at defendant S. RIOS's direction.

17 100. On February 3, 2009, using coded language in a
18 telephone conversation, defendant S. RIOS instructed defendant R.
19 Cabrera to obtain six grams of heroin from a source of supply,
20 package five grams of the heroin to distribute, and provide the
21 rest of the heroin to defendant R. Montes for defendant R. Montes
22 to distribute in Azusa 13 gang territory.

23 101. On February 3, 2009, defendants R. Cabrera and Wilson
24 possessed approximately 7.5 grams of heroin to distribute to
25 narcotics customers.

26 102. On February 4, 2009, using coded language in a
27 telephone conversation, defendants S. RIOS and ALFARO agreed to
28 kidnap S.A.'s girlfriend in order to force S.A. to pay defendants

1 S. RIOS and ALFARO a portion the profits S.A. generated from
2 distributing narcotics in Azusa 13 gang territory.

3 103. On February 5, 2009, using coded language in a
4 telephone conversation, an unindicted co-conspirator warned
5 defendant ALFARO that law enforcement officers were parked
6 outside of defendant ALFARO's residence, and the unindicted co-
7 conspirator instructed defendant ALFARO to "clean up the house"
8 so the officers did not discover any contraband.

9 104. On February 7, 2009, defendant Rodriguez possessed
10 methamphetamine packaged for distribution and a "pay-owe" sheet.

11 105. On February 7, 2009, using coded language in a
12 telephone conversation, an unindicted co-conspirator warned
13 defendant S. RIOS that the location where defendant Rodriguez
14 distributed methamphetamine had just been raided by law
15 enforcement officers.

16 106. On February 10, 2009, defendants PARDO and Mendez
17 possessed approximately 50.3 grams of heroin in Azusa 13 gang
18 territory.

19 107. On February 11, 2009, using coded language in a
20 telephone conversation, defendant S. RIOS warned an Azusa 13 gang
21 member that law enforcement officers had seized methamphetamine
22 packaged for distribution from defendant Rodriguez and that more
23 law enforcement action might be taken in Azusa 13 gang territory.

24 108. On February 11, 2009, using coded language in a
25 telephone conversation, an unindicted co-conspirator informed
26 defendant S. RIOS that members of the Mexican Mafia had
27 instructed defendant S. RIOS to deliver \$2000 to the wife of
28 Mexican Mafia member #1.

1 109. On February 11, 2009, using coded language in a
2 telephone conversation, defendant S. RIOS told the wife of
3 Mexican Mafia member #1 that Mexican Mafia member #2 was
4 overseeing the Azusa 13 gang's territory and that she would need
5 to speak with Mexican Mafia member #2 if she wanted to collect a
6 portion of the Azusa 13 gang's extortion proceeds.

7 110. On February 14, 2009, using coded language in a
8 telephone conversation, defendant S. RIOS warned defendant MORENO
9 that law enforcement officers were in the area and instructed
10 defendant MORENO to meet with defendant S. RIOS at a later time.

11 111. On February 15, 2009, using coded language in a
12 telephone conversation, defendants S. RIOS and AMAYA discussed
13 whether a specific narcotics trafficker owed "rent" to the Azusa
14 13 gang.

15 112. On March 28, 2009, defendant JUAREZ possessed a
16 switchblade knife with a three-inch blade in Azusa 13 gang
17 territory.

18 113. On May 7, 2009, defendant JIMENEZ assaulted and stole a
19 bicycle from C.K., a thirteen year-old boy, in Azusa 13 gang
20 territory.

21 114. On May 8, 2009, defendants GOMEZ and JIMENEZ threatened
22 B.K. with a firearm and warned B.K. not to speak with law
23 enforcement officers about the robbery that defendant JIMENEZ had
24 committed the previous day.

25 115. On May 23, 2009, using coded language in a telephone
26 conversation, defendant S. RIOS told a co-conspirator member of
27 the Azusa 13 gang that defendant S. RIOS had met with
28 representatives for Mexican Mafia member #3.

1 116. On May 27, 2009, using coded language in a telephone
2 conversation, a co-conspirator member of the Azusa 13 gang
3 informed defendant S. RIOS that defendant JIMENEZ wanted to speak
4 with C.K.'s parents in order to prevent them from testifying
5 about the robbery that defendant JIMENEZ had committed.

6 117. On May 27, 2009, using coded language in a telephone
7 conversation, defendant S. RIOS told another Azusa 13 gang member
8 that defendants S. RIOS and L. RIOS would assist that gang member
9 and defendant JIMENEZ in identifying potential witnesses in order
10 to prevent those witnesses from testifying about the robbery that
11 defendant JIMENEZ had committed.

12 118. On June 21, 2009, using coded language in a voicemail
13 message, defendant WILLIAMS instructed defendant S. RIOS to
14 contact defendant WILLIAMS because defendant WILLIAMS had
15 important information regarding narcotics distribution activity
16 in Azusa 13 gang territory.

17 119. On June 21, 2009, using coded language in a telephone
18 conversation, defendant S. RIOS requested that defendant WILLIAMS
19 deliver narcotics for defendant S. RIOS to sell to narcotics
20 customers so that defendant S. RIOS could deliver the proceeds to
21 a representative for Mexian Mafia member #2.

22 120. On June 21, 2009, using coded language in a telephone
23 conversation, defendant WILLIAMS instructed defendant S. RIOS not
24 to let law enforcement officers follow defendant S. RIOS to
25 defendant WILLIAMS' residence when defendant S. RIOS came to
26 collect narcotics from defendant WILLIAMS.

27 121. On June 26, 2009, defendant S. RIOS threw heroin from a
28 vehicle in order to prevent law enforcement officers from seizing

1 the heroin, and defendants S. RIOS and HERRERA later attempted to
2 retrieve the heroin.

3 122. On June 28, 2009, using coded language in a telephone
4 conversation, defendant Montes informed defendant S. RIOS that
5 defendant Montes did not have narcotics proceeds to give to
6 defendant S. RIOS at that time, and defendant S. RIOS informed
7 defendant Montes that defendant HERRERA was going to meet with
8 defendant Montes in order to help defendant Montes collect
9 narcotics proceeds from customers.

10 123. On June 28, 2009, using coded language in a telephone
11 conversation, defendant HERRERA asked defendant S. RIOS to
12 purchase balloons for defendants S. RIOS and HERRERA to use in
13 packaging heroin for distribution.

14 124. On June 28, 2009, using coded language in a telephone
15 conversation, defendant S. RIOS instructed an unindicted co-
16 conspirator to purchase balloons to package heroin for
17 distribution.

18 125. On June 28, 2009, using coded language in a telephone
19 conversation, defendant S. RIOS told an Azusa 13 gang associate
20 that defendant S. RIOS was about to meet with Mexican Mafia
21 member #2.

22 126. On June 28, 2009, using coded language in a telephone
23 conversation, defendant S. RIOS instructed defendants RIVERA and
24 JUAREZ to obtain information about law enforcement activity in
25 Azusa 13 gang activity and to report the information back to
26 defendant S. RIOS.

27 127. On June 29, 2009, using coded language in a telephone
28 conversation, defendant S. RIOS told defendant L. Cabrera that

1 Mexican Mafia member #2 had given defendant S. RIOS a list of
2 names of individuals from whom to demand narcotics distribution
3 proceeds, and defendant S. RIOS added that defendant SALAZAR
4 would collect a portion of defendant L. Cabrera's narcotics
5 distribution proceeds to deliver to Mexican Mafia member #2.

6 128. On July 1, 2009, defendant WILLIAMS possessed heroin
7 and methamphetamine packaged for distribution, digital scales,
8 and items to facilitate the distribution of narcotics.

9 129. On July 31, 2009, defendant PADILLA attempted to
10 deliver methamphetamine to defendants L. RIOS and RIVERA.

11 130. On July 31, 2009, using coded language in a telephone
12 conversation, defendant PADILLA told a narcotics customer that a
13 law enforcement "gang unit" was patrolling Azusa 13 gang
14 territory, and defendant PADILLA would therefore have to deliver
15 methamphetamine to the customer at a later time.

16 131. On August 1, 2009, using coded language in a telephone
17 conversation, defendant L. RIOS told defendant PADILLA that a
18 third party was going to bring two guns to defendant L. RIOS'
19 residence for defendants L. RIOS and PADILLA to purchase, and
20 defendant L. RIOS stated that he would call defendant PADILLA
21 when the third party arrived with the guns.

22 132. On August 3, 2009, using coded language in a telephone
23 conversation, defendant L. RIOS brokered a narcotics transaction
24 for defendant PADILLA.

25 133. On August 6, 2009, using coded language in a telephone
26 conversation, defendant RIVERA told defendant SALAZAR that
27 defendant RIVERA would instruct another Azusa 13 gang member to
28 obtain ammunition for defendant SALAZAR.

1 134. On August 6, 2009, using coded language in a telephone
2 conversation, defendant RIVERA asked an Azusa 13 gang associate
3 if the associate had ammunition for defendant SALAZAR for a 9mm
4 firearm and a .38 caliber firearm, and the associate told
5 defendant RIVERA that the associate had .38 caliber ammunition
6 but no 9mm ammunition.

7 135. On August 7, 2009, using coded language in a telephone
8 conversation, defendant SALAZAR, who was at the time the
9 "Keyholder" of the Azusa 13 gang, directed defendant L. RIOS to
10 identify for defendant SALAZAR the leader of the rival "FCK"
11 Tagging Crew.

12 136. On August 7, 2009, using coded language in a telephone
13 conversation, defendant RIVERA informed defendant GOMEZ that
14 defendant SALAZAR had directed them to identify the leader of the
15 "FCK" Tagging Crew.

16 137. On August 7, 2009, using coded language in a telephone
17 conversation, defendant RAMIREZ informed an Azusa 13 gang member
18 that defendant RAMIREZ was arming himself with a 9mm firearm.

19 138. On August 8, 2009, using coded language in a telephone
20 conversation, defendant RAMIREZ instructed an Azusa 13 gang
21 member to deliver a loaded firearm to defendant RAMIREZ.

22 139. On August 11, 2009, using coded language in a telephone
23 conversation, an Azusa 13 gang member warned defendant L. RIOS
24 that two Azusa 13 gang associates had been arrested and might
25 provide information regarding the Azusa 13 gang's criminal
26 activities to law enforcement officers.

27 140. On August 11, 2009, using coded language in a telephone
28 conversation, defendant D. RIOS informed defendant SALAZAR that

1 A.A., an associate of the Puente 13 criminal street gang, wanted
2 to confront defendant SALAZAR about the Azusa 13 gang's extortion
3 activities.

4 141. On August 12, 2009, using coded language in a telephone
5 conversation, defendant RIVERA told defendant AGUIRRE that
6 defendant SALAZAR had instructed members of the Azusa 13 gang to
7 arm themselves and attend a gang meeting.

8 142. On August 13, 2009, using coded language in a telephone
9 conversation, defendants GOMEZ and J. Gaxiola agreed to rob a
10 victim in Azusa 13 gang territory.

11 143. On August 19, 2009, using coded language in a telephone
12 conversation, defendant L. RIOS told defendant SALAZAR that law
13 enforcement officers had come to defendant L. RIOS' residence to
14 question defendant L. RIOS about R.L. #2's murder, and defendant
15 SALAZAR agreed to meet at defendant L. RIOS' residence to discuss
16 this development in person.

17 144. On August 19, 2009, using coded language in a telephone
18 conversation, defendant L. RIOS told defendant JUAREZ that the
19 police had questioned defendant L. RIOS, and defendant L. RIOS
20 instructed defendant JUAREZ meet defendant L. RIOS at his
21 residence to discuss this development in person.

22 145. On August 21, 2009, using coded language in a telephone
23 conversation, defendants SALAZAR and L. RIOS, and another Azusa
24 13 gang member, agreed to meet at an Azusa 13 gang member's
25 residence to discuss proceeds obtained from drug sales that the
26 member owed to the Azusa 13 gang.

27 146. On October 3, 2009, using coded language in a telephone
28 conversation, defendant L. RIOS directed an unindicted co-

1 conspirator to purchase a gun for the Azusa 13 gang.

2 147. On October 3, 2009, using coded language in a telephone
3 conversation, defendant RIVERA agreed to deliver narcotics to
4 defendant L. RIOS.

5 148. On October 4, 2009, using coded language in a telephone
6 conversation, defendants L. RIOS and JESUS MEJIA told defendant
7 AGUIRRE that defendants SALAZAR, L. RIOS, and JESUS MEJIA beat a
8 victim and robbed him of \$60.

9 149. On October 4, 2009, using coded language in a telephone
10 conversation, defendant L. RIOS instructed defendant C. Gaxiola
11 to deliver cocaine to defendant L. RIOS, and defendant C. Gaxiola
12 told defendant L. RIOS that defendant C. Gaxiola would order
13 cocaine from a narcotics source of supply.

14 150. On October 5, 2009, using coded language in a telephone
15 conversation, defendant C. Gaxiola told defendant L. RIOS that
16 defendant C. Gaxiola would deliver cocaine to defendant L. RIOS.

17 151. On October 5, 2009, using coded language in a telephone
18 conversation, defendant JUAN MEJIA agreed to go to defendant L.
19 RIOS' residence to attend an Azusa 13 gang meeting to discuss
20 Mexican Mafia member #2's control of the drug trafficking
21 activity in Azusa 13 gang territory.

22 152. On October 5, 2009, using coded language in a telephone
23 conversation, a co-conspirator member of the Azusa 13 gang
24 informed another gang member that defendant VALLES had informed
25 him of the gang's plan to take away Mexican Mafia member #2's
26 ability to control the drug trafficking activity in Azusa 13 gang
27 territory.

28 153. On October 6, 2009, using coded language in a telephone

1 conversation, defendant JUAN MEJIA offered to assist defendant
2 PADILLA obtain batteries for an electronic scale used to measure
3 narcotics for customers.

4 154. On October 6, 2009, using coded language in a telephone
5 conversation, defendant PADILLA warned an unidentified co-
6 conspirator to activate the safety mechanism on firearms in
7 order to prevent the firearms from discharging.

8 155. On October 7, 2009, using coded language in a telephone
9 conversation, defendant PADILLA instructed defendant VALLES to
10 tell defendant SALAZAR and other Azusa 13 gang members that
11 defendant PADILLA had observed law enforcement officers driving
12 through Azusa 13 gang territory.

13 156. On October 7, 2009, using coded language in a telephone
14 conversation, defendant JESUS MEJIA instructed defendant L. RIOS
15 to confront a suspected rival gang member who was in Azusa 13
16 gang territory.

17 157. On October 8, 2009, using coded language in a telephone
18 conversation, defendant PADILLA informed defendant SALAZAR that a
19 narcotics customer had been questioned by law enforcement after
20 the customer had purchased narcotics from defendant PADILLA.

21 158. On October 8, 2009, using coded language in a telephone
22 conversation, defendant SALAZAR directed defendant L. RIOS to
23 stash firearms belonging to the Azusa 13 gang at defendant L.
24 RIOS' residence.

25 159. On October 8, 2009, using coded language in a telephone
26 conversation, defendant L. RIOS directed defendant RAMIREZ to
27 come to defendant L. RIOS' residence to retrieve cocaine to
28 deliver to a narcotics customer.

1 160. On October 8, 2009, using coded language in a telephone
2 conversation, defendant VALLES warned defendant L. RIOS that law
3 enforcement officers were dressed in their "S.W.A.T. gear" and
4 were preparing to raid a residence in Azusa 13 gang territory.

5 161. On October 8, 2009, using coded language in a telephone
6 conversation, defendant GOMEZ agreed to sell methamphetamine to
7 defendant RIVERA.

8 162. On October 8, 2009, using coded language in a telephone
9 conversation, defendant JUAN MEJIA asked defendant PADILLA to
10 order more methamphetamine from defendant PADILLA's source of
11 supply because defendant JUAN MEJIA had narcotics customers ready
12 to purchase methamphetamine from defendants PADILLA and JUAN
13 MEJIA.

14 163. On October 8, 2009, using coded language in a telephone
15 conversation, defendant PADILLA instructed defendant JUAN MEJIA
16 to come to defendant PADILLA's residence in order to obtain
17 methamphetamine, and defendant PADILLA told defendant JUAN MEJIA
18 that defendant PADILLA had already weighed and packaged the
19 methamphetamine for distribution.

20 164. On October 9, 2009, using coded language in a telephone
21 conversation, defendant PELAYO warned defendant PADILLA that
22 rival Puente 13 gang members were driving a white Jeep Cherokee
23 through Azusa 13 gang territory.

24 165. On October 9, 2009, using coded language in a telephone
25 conversation, defendants PADILLA and VALLES discussed rival
26 Puente 13 gang members who were patrolling Azusa 13 gang
27 territory.

28 166. On October 9, 2009, using coded language in a telephone

1 conversation, defendant PADILLA informed defendant SALAZAR that
2 defendant PADILLA was going to meet a source of supply in order
3 to obtain marijuana to distribute.

4 167. On October 10, 2009, using coded language in a
5 telephone conversation, defendant L. RIOS ordered cocaine from
6 defendant C. Gaxiola for distribution.

7 168. On October 10, 2009, using coded language in a
8 telephone conversation, defendant JUAREZ asked defendant C.
9 Gaxiola where he was so that defendants L. RIOS and JUAREZ could
10 obtain cocaine from defendant C. Gaxiola.

11 169. On October 11, 2009, using coded language in a
12 telephone conversation, defendant GOMEZ and an unindicted co-
13 conspirator planned to retaliate against members of the FCK
14 "tagging" crew for disrespecting the Azusa 13 gang.

15 170. On October 12, 2009, using coded language in a
16 telephone conversation, defendant C. Gaxiola told defendant L.
17 RIOS that defendant C. Gaxiola was in Azusa to deliver cocaine to
18 defendant L. RIOS, and defendant L. RIOS asked if defendant C.
19 Gaxiola had brought a scale to measure the cocaine.

20 171. On October 12, 2009, using coded language in a
21 telephone conversation, defendant PADILLA identified a co-
22 conspirator as the "coke man" and asked the source of supply to
23 deliver cocaine for defendant PADILLA to distribute to narcotics
24 customers.

25 172. On October 13, 2009, using coded language in a
26 telephone conversation, defendant SALAZAR told defendant L. RIOS
27 that defendant SALAZAR was going to instruct defendant AGUIRRE to
28 retrieve a gun belonging to the Azusa 13 gang that defendant

1 PELAYO was holding for defendant SALAZAR.

2 173. On October 13, 2009, using coded language in a
3 telephone conversation, defendant GOMEZ told defendant L. RIOS
4 that defendant GOMEZ would sell cocaine that defendants L. RIOS
5 and GOMEZ had ready to distribute.

6 174. On October 13, 2009, using coded language in a
7 telephone conversation, defendant GOMEZ asked an unindicted co-
8 conspirator to provide defendant GOMEZ with the co-conspirator's
9 Glock handgun in exchange for defendant GOMEZ' .44 caliber
10 revolver.

11 175. On October 13, 2009, using coded language in a
12 telephone conversation, defendants SALAZAR and PADILLA discussed
13 obtaining a pound of high quality marijuana from a source of
14 supply to distribute to narcotics customers in Azusa 13 gang
15 territory.

16 176. On October 14, 2009, using coded language in a
17 telephone conversation, defendant GOMEZ agreed to let defendant
18 L. RIOS use defendant GOMEZ' gun in a confrontation with rival
19 Puente 13 gang members.

20 177. On October 14, 2009, using coded language in a
21 telephone conversation, defendant RIVERA told defendant SALAZAR
22 that defendants L. RIOS and RIVERA were armed and ready for a
23 confrontation with rival Puente 13 gang members.

24 178. On October 14, 2009, using coded language in a
25 telephone conversation, defendant L. RIOS told defendant JUAN
26 MEJIA that defendants L. RIOS and RIVERA were about to get into
27 an armed confrontation with rival Puente 13 gang members, and
28 defendant JUAN MEJIA told defendant L. RIOS that defendant JUAN

1 MEJIA would instruct another member of the Azusa 13 gang to arm
2 himself for the confrontation.

3 179. On October 15, 2009, using coded language in a
4 telephone conversation, defendant SALAZAR agreed to sell
5 methamphetamine to a narcotics customer.

6 180. On October 16, 2009, using coded language in a
7 telephone conversation, defendant L. RIOS told an Azusa 13 gang
8 member that defendant L. RIOS was driving a stolen car and would
9 meet that gang member in half an hour.

10 181. On October 16, 2009, using coded language in a
11 telephone conversation, defendant SALAZAR told an unindicted co-
12 conspirator that defendant SALAZAR wanted to purchase a .44
13 caliber handgun for \$350.

14 182. On October 16, 2009, using coded language in a
15 telephone conversation, an unindicted co-conspirator told
16 defendant SALAZAR that a narcotics customer wanted to purchase
17 methamphetamine from defendant SALAZAR.

18 183. On October 16, 2009, using coded language in a
19 telephone conversation, an unindicted co-conspirator told
20 defendant SALAZAR that a third party had a .41 caliber firearm
21 available for defendant SALAZAR to purchase.

22 184. On October 16, 2009, using coded language in a
23 telephone conversation, defendant GOMEZ agreed to sell
24 methamphetamine to a narcotics customer.

25 185. On October 17, 2009, using coded language in a
26 telephone conversation, defendant GOMEZ told defendant SALAZAR
27 that defendant GOMEZ and members of the Azusa 13 gang engaged in
28 an armed confrontation with rival gang members, and defendants

1 SALAZAR and GOMEZ agreed to meet in person to discuss the
2 confrontation.

3 186. On October 18, 2009, using coded language in a
4 telephone conversation, an unindicted co-conspirator told
5 defendant SALAZAR that a third party had four guns -- a .38
6 caliber firearm, a 9mm firearm, a .40 caliber firearm, and a Tec-
7 9 firearm -- available for sale for \$2,000.

8 187. On October 18, 2009, using coded language in a
9 telephone conversation, defendant SALAZAR instructed an
10 unindicted co-conspirator to tell a third party that defendant
11 SALAZAR would purchase the .38 caliber handgun for \$300.

12 188. On October 18, 2009, using coded language in a
13 telephone conversation, defendant VALLES agreed to accompany
14 defendant L. RIOS to a meeting with a third party so that
15 defendant L. RIOS could purchase an SKS assault rifle to be used
16 by members of the Azusa 13 gang from that individual, and
17 defendant VALLES told defendant L. RIOS that defendant VALLES was
18 going to bring his .32 caliber firearm to the meeting with the
19 third party.

20 189. On October 18, 2009, using coded language in a
21 telephone conversation, defendant GOMEZ instructed a narcotics
22 customer to go to defendant L. RIOS' residence to obtain
23 narcotics from defendants L. RIOS and GOMEZ.

24 190. On October 18, 2009, using coded language in a
25 telephone conversation, defendant Leon informed defendant L. RIOS
26 that defendant Leon needed to meet in person with defendants L.
27 RIOS and VALLES and other Azusa 13 gang members in order to
28 discuss obtaining a firearm for the gang.

1 191. On October 18, 2009, using coded language in a
2 telephone conversation, defendant GOMEZ agreed to provide
3 defendant Leon with narcotics, and the two agreed to meet in
4 person to discuss the Azusa 13 gang's criminal activities.

5 192. On October 19, 2009, using coded language in a
6 telephone conversation, defendant BASYE agreed to help defendant
7 SALAZAR contact an Azusa 13 gang member to discuss the Azusa 13
8 gang's crimes.

9 193. On October 19, 2009, using coded language in a
10 telephone conversation, defendant AGUIRRE told defendant SALAZAR
11 that defendant AGUIRRE would order a magazine for a gun once
12 defendant SALAZAR identified the make and model needed.

13 194. On October 19, 2009, using coded language in a
14 telephone conversation, an unindicted co-conspirator told
15 defendant SALAZAR that he could sell defendant SALAZAR multiple
16 guns, including a 9 mm Ruger and a Mac-10 which fired .45 caliber
17 rounds, and defendant SALAZAR said he had the money to purchase a
18 firearm but wanted to see the firearms first.

19 195. On October 20, 2009, using coded language in a
20 telephone conversation, defendant SALAZAR told an unindicted co-
21 conspirator that defendant SALAZAR intended to arm himself for
22 future confrontations with the Puente 13 gang.

23 196. On October 20, 2009, using coded language in a
24 telephone conversation, defendant BASYE told defendant SALAZAR
25 that defendant BASYE would help defendant SALAZAR collect \$200
26 from another member of the Azusa 13 gang.

27 197. On October 21, 2009, using coded language in a
28 telephone conversation, defendants AGUIRRE and Leon agreed to

1 obtain firearms from a co-conspirator member of the Azusa 13
2 gang, and defendant Leon informed defendant AGUIRRE that they
3 should retrieve the firearms at night in order to prevent law
4 enforcement officers from seeing them.

5 198. On October 23, 2009, using coded language in a
6 telephone conversation, defendant BASYE identified a third party
7 who could sell defendant SALAZAR a Glock .40 caliber handgun and
8 a Tec-9 firearm.

9 199. On October 24, 2009, using coded language in a
10 telephone conversation, defendants SALAZAR and AGUIRRE discussed
11 purchasing a Tec-9 semiautomatic firearm for \$600 for use by
12 members of the Azusa 13 gang.

13 200. On October 24, 2009, using coded language in a
14 telephone conversation, defendant BASYE told defendant SALAZAR
15 how defendant BASYE had taught defendant VALLES how to steal
16 cars.

17 201. On October 24, 2009, using coded language in a
18 telephone conversation, defendant BASYE told defendant SALAZAR
19 about a third party who would sell defendant SALAZAR a Tec-9
20 firearm with a 21-round magazine, and defendant BASYE told
21 defendant SALAZAR that defendant SALAZAR could buy another
22 magazine that would hold 52 rounds of ammunition.

23 202. On October 24, 2009, using coded language in a
24 telephone conversation, defendant VALLES warned defendant PADILLA
25 that law enforcement officers were patrolling Azusa 13 gang
26 territory.

27 203. On October 26, 2009, using coded language in a
28 telephone conversation, an Azusa 13 gang member told defendant

1 SALAZAR that he would deliver \$100 to defendant SALAZAR that day
2 and \$100 the following day.

3 204. On November 23, 2009, defendant AMAYA broke into an
4 apartment in Azusa 13 gang territory in order to hide from law
5 enforcement officers.

6 205. On February 11, 2010, defendant PELAYO possessed
7 methamphetamine and items used to facilitate the distribution of
8 narcotics.

9 206. On February 26, 2010, defendant PELAYO provided
10 defendant URIOSTE with a Glock firearm.

11 207. On February 28, 2010, defendant URIOSTE possessed a
12 Glock firearm loaded with seven rounds of ammunition.

13 208. On March 17, 2010, defendant ALFARO went to defendant
14 L. MARTINEZ's residence so that defendant ALFARO could read a
15 letter from Mexican Mafia member #3 that authorized defendant L.
16 MARTINEZ to act as the "keyholder" of the Azusa 13 gang.

17 209. On March 18, 2010, defendant L. MARTINEZ possessed
18 approximately 9.7 grams of heroin, approximately 28.5 grams of
19 actual methamphetamine, and a "pay-owe" sheet.

20 210. On March 18, 2010, defendant L. MARTINEZ possessed a
21 letter from Mexican Mafia member #3 that authorized defendant L.
22 MARTINEZ to act as the "keyholder" of the Azusa 13 gang.

23 211. On March 18, 2010, defendants L. MARTINEZ and HERRERA
24 conspired to kill T.B. in order to prevent T.B. from revealing
25 the Azusa 13 gang's crimes to law enforcement, and defendant
26 HERRERA told defendant L. MARTINEZ "Let's get a rope and hang
27 [T.B.] and make it look like a suicide."

28 212. On March 31, 2010, defendant MORENO possessed seven

1 rounds of 9mm ammunition, sixty-three rounds of 12-gauge shotgun
2 shells, thirty-nine rounds of .38 Special caliber bullets, and
3 one hundred rounds of .22 caliber bullets in Azusa 13 gang
4 territory.

5 213. On April 15, 2010, defendant JIMENEZ and another member
6 or associate of the Azusa 13 gang yelled "f**k you n****r" at
7 J.W., an African-American high school student returning home from
8 a track meet in Azusa 13 gang territory.

9 214. On April 15, 2010, defendant JIMENEZ punched J.W. and
10 chased J.W. down the street.

11 215. On April 15, 2010, defendant JIMENEZ threw an empty
12 beer bottle at J.W. as J.W. fled, and defendant JIMENEZ stole
13 items that J.W. had abandoned as he fled from the attack.

14 216. On April 17, 2010, defendant RAMIREZ burglarized victim
15 R.S.' vehicle, and stole R.S.' 9mm semi-automatic firearm and
16 ammunition, digital camera, and laptop computer in Azusa 13 gang
17 territory.

18 217. On April 29, 2010, defendant PELAYO possessed a piece
19 of paper with M.G.'s name, social security number, bank account
20 number and balance, telephone number, and the address of M.G.'s
21 residence in Azusa 13 gang territory.

22 218. On May 8, 2010, defendant SALAZAR possessed a handgun
23 magazine with six rounds of ammunition that defendant SALAZAR had
24 hidden in the trunk of his vehicle.

25 219. On May 25, 2010, defendant RAMIREZ possessed a sword
26 with a 15-inch blade and a black sheath.

27 220. On May 25, 2010, defendant RAMIREZ possessed electronic
28 equipment that had been stolen from a residence in Azusa 13 gang

1 territory earlier that day.

2 221. On June 1, 2010, defendant PELAYO possessed
3 methamphetamine packaged for distribution, a digital scale, and
4 narcotics distribution proceeds in a motel room in Azusa 13 gang
5 territory.

6 222. On July 20, 2010, defendants L. RIOS and JESUS MEJIA
7 robbed P.M. at gunpoint in Azusa 13 gang territory.

8 223. On July 23, 2010, defendants S. RIOS and L. RIOS
9 possessed a holster for a semi-automatic firearm and Azusa 13
10 gang paraphernalia in Azusa 13 gang territory.

11 224. On July 3, 2010, defendant P. LOPEZ possessed
12 correspondence from a member of the Azusa 13 gang who was in
13 custody that directed P. LOPEZ to contact the Azusa 13 member so
14 that P. LOPEZ could carry out enforcement actions on behalf of
15 the Azusa 13 gang.

16 225. On September 28, 2010, defendant SALAZAR pointed to the
17 tattoo of the number "13" tattooed on the top of defendant
18 SALAZAR's head, told an individual who lived in Azusa 13 gang
19 territory that "Everyone around here knows me, they call me
20 'Danger,'" and demanded that the individual pay \$600 or defendant
21 SALAZAR would send people to kill the individual's family.

22 226. On October 19, 2010, an unindicted co-conspirator sent
23 a letter to T.B. demanding that T.B. tell law enforcement
24 officers that defendants L. MARTINEZ and HERRERA did not intend
25 to kill T.B., and the co-conspirator included a picture of T.B.'s
26 grandson with the letter to threaten and intimidate T.B.

27 227. On December 10, 2010, defendant R. GARCIA told a
28 manager of an apartment complex in Azusa 13 gang territory that

1 defendant R. GARCIA had a scanner that allowed him to monitor
2 police activity and anticipate law enforcement actions.

3 228. On December 10, 2010, defendant R. GARCIA offered to
4 protect the residents of an apartment complex located in Azusa 13
5 gang territory if the apartment manager would agree to permit
6 defendant R. GARCIA to sell narcotics to the residents of the
7 apartment complex.

8 229. On February 21, 2011, defendants VALLES and JUAREZ
9 demanded that A.G. pay them \$600, and defendant VALLES threatened
10 to stab A.G. if A.G. did not pay the money.

11 230. On March 1, 2011, an unindicted narcotics distributor
12 possessed correspondence written by defendant URIOSTE to
13 defendant ALFARO in which defendant URIOSTE documented defendant
14 ALFARO's authority in the Azusa 13 gang and which identified the
15 narcotics distributor as someone who could assist with the Azusa
16 13 gang's criminal activities.

17 231. On March 1, 2011, an unindicted co-conspirator
18 possessed correspondence written by defendant PELAYO to defendant
19 ALFARO in which defendant PELAYO requested authorization for the
20 unindicted co-conspirator to continue to sell narcotics in the
21 gang's territory and to pay defendant PELAYO a portion of the
22 narcotics proceeds while defendant PELAYO was incarcerated.

23 232. On March 1, 2011, an unindicted co-conspirator
24 possessed correspondence written by defendant PELAYO in which
25 defendant PELAYO instructed the unindicted co-conspirator to
26 contact defendant ALFARO if the unindicted co-conspirator had any
27 problems selling narcotics in Azusa 13 gang territory.

28 233. On April 22, 2011, defendant GOMEZ "tagged" his Azusa

1 13 gang moniker, "AZUSA 13," and "AX3" on various locations in
2 Azusa 13 gang territory.

3 234. On May 10, 2011, defendant R. GARCIA possessed
4 approximately \$1800 in narcotics proceeds.

5 235. On May 13, 2011, defendant GOMEZ possessed
6 methamphetamine to distribute to narcotics customers in Azusa 13
7 gang territory.

8 THE GRAND JURY FURTHER ALLEGES THAT:

9 1. Beginning on an unknown date and continuing until at
10 least the end of May 2011, in Los Angeles County, within the
11 Central District of California, and elsewhere, defendants S.
12 RIOS, SALAZAR, and ALFARO, and others known and unknown to the
13 Grand Jury, conspired and agreed with each other to knowingly and
14 intentionally distribute at least one kilogram of a mixture and
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)(A)(i).

COUNT TWO

[18 U.S.C. § 241]

1
2
3 1. Paragraphs 1 through 20 of the General Allegations are
4 re-alleged and incorporated by reference as if fully set forth
5 herein.

6 A. OBJECTS OF THE CONSPIRACY

7 Beginning on a date unknown, but at least by on or about
8 May 7, 1992, and continuing until at least May 2011, in Los
9 Angeles County, within the Central District of California,
10 defendants S. RIOS, SALAZAR, ALFARO, AGUIRRE, MICHAELS, JIMENEZ,
11 and other co-conspirators known and unknown to the Grand Jury who
12 were also members or associates of the Azusa 13 street gang,
13 willfully combined, conspired, and agreed to injure, oppress,
14 threaten, and intimidate African-American citizens in the City of
15 Azusa, California, in the free exercise and enjoyment of rights
16 secured to those citizens by the Constitution and laws of the
17 United States, namely: (1) the right to purchase, lease, and hold
18 real property in the same manner as that right is enjoyed by all
19 citizens; and (2) the right to the full and equal enjoyment of
20 the services, facilities, privileges, advantages, and
21 accommodations of any place of public accommodation without
22 discrimination on the ground of race, color, religion, and
23 national origin.

24 B. MEANS OF THE CONSPIRACY

25 The objects of the conspiracy were accomplished, in
26 substance, as follows:

27 1. The Azusa 13 street gang would claim the City of Azusa,
28 California, which was ethnically diverse but inhabited primarily

1 by Latinos, as its gang's territory.

2 2. The Azusa 13 street gang would adopt as one of its
3 tenets that members of the gang will harass and use violence to
4 drive African-Americans out of the city of Azusa and would use
5 violence in order to prevent African-Americans from moving into
6 the City.

7 3. The Azusa 13 street gang would meet and discuss issues
8 pertaining to African-Americans in the City of Azusa, including
9 the location of African-American residences within the City. The
10 gang would also make plans to threaten, attack, and/or kill
11 African Americans found within the City of Azusa.

12 4. Members of the Azusa 13 street gang would agree that
13 newly recruited members of the gang would participate in attacks
14 on African-Americans, and new members of the gang would use
15 attacks on African-Americans as a way of proving themselves as
16 members of the gang and enhancing their position in the gang.

17 5. In an effort to drive African-Americans out of the
18 City of Azusa and to keep them from moving into the City, members
19 of the Azusa 13 street gang, including defendants SALAZAR,
20 AGUIRRE, MICHAELS, JIMENEZ, would threaten, intimidate, and
21 attack African-Americans at their residences, on the streets, at
22 convenience stores, at gas stations, and elsewhere, because of
23 their race.

24 C. OVERT ACTS

25 In furtherance of the conspiracy, and to accomplish the
26 objects of the conspiracy, defendants and other members and
27 associates of the Azusa 13 street gang known and unknown to the
28 Grand Jury committed various overt acts, on or about the

1 following dates, within the Central District of California, and
2 elsewhere, including but not limited to the following::

3 1. On May 7, 1992, members of the Azusa 13 gang, attended
4 a gang meeting at Pioneer Park in the City of Azusa during which
5 a participant at the meeting stated words to the effect of,
6 "let's talk about n****rs."

7 2. On May 7, 1992, an unidentified co-conspirator member
8 or associate of the Azusa 13 gang informed other members of the
9 gang that he had "patrolled" the alley by a residence where
10 African-Americans lived within the gang's territory.

11 3. On May 7, 1992, defendant Pardo and other co-
12 conspirator members of the Azusa 13 gang, agreed to kill African-
13 Americans by invading the garage of the residence where the
14 African-Americans lived and shooting them.

15 4. On May 7, 1992, defendants Pardo and other co-
16 conspirator members of the Azusa 13 gang, agreed that new members
17 of the gang would participate in an attack on African-Americans
18 at a residence within the gang's territory.

19 5. On May 7, 1992, defendant Pardo and other co-
20 conspirator members of the Azusa 13 gang, agreed to contribute \$3
21 each to purchase a firearm to complete an attack on African-
22 Americans living at a residence within the City of Azusa.

23 6. On May 15, 1992, unidentified co-conspirator members of
24 the Azusa 13 gang "tagged" "Get out n****rs," "A13," and "AZUSA
25 13" on the garage doors of a residential complex in the City of
26 Azusa in order to intimidate the African-Americans who members of
27 the Azusa 13 gang had discussed at the gang's April 7, 1992
28 meeting.

1 Attempted Assault of L.L. #1

2 7. On October 24, 1992, defendants AGUIRRE
3 and Pardo, and other members of the Azusa 13 gang surrounded L.L.
4 #1, an African-American male who was in the Azusa 13 gang's
5 territory, produced a knife and a sharpened pencil, chanted
6 "stick him," and chased L.L. #1 as L.L. #1 attempted to flee from
7 the attack.

8 8. On October 24, 1992, defendants AGUIRRE and Pardo, and
9 other members of the Azusa 13 gang surrounded the residence in
10 which L.L. #1 was hiding, and shouted "Pinche negra," and "Come
11 on out n****r."

12 Assault of F.A., D.C., and R.L. #1

13 9. On March 29, 1993, defendants Pardo and other members
14 of the Azusa 13 gang chased and hit F.A., D.C., and R.L. #1,
15 three African-American males who were in the Azusa 13 gang's
16 territory, while Pardo said "We hate n****rs, f**k n****rs."

17 Assault of R.G.

18 10. On July 21, 1994, defendants AGUIRRE and
19 other members of the Azusa 13 gang, held sticks and glass bottles
20 as they surrounded R.G.

21 11. On July 21, 1994, an unidentified co-conspirator in a
22 group of Azusa 13 gang members that included defendant AGUIRRE,
23 said to R.G., "F**king n****r, I'll kick your n****r ass."

24 12. On July 21, 1994, an unidentified
25 co-conspirator member of the Azusa 13 gang hit R.G. in the face.

26 13. On July 21, 1994, an unidentified co-conspirator member
27 of the Azusa 13 gang broke the window of R.G.'s vehicle and stole
28 R.G.'s car stereo as R.G. hid in a nearby convenience store in

1 order to avoid being attacked by the gang.

2 Threats to K.C., C.T., and other African-Americans

3 14. On October 1, 1998, defendant SALAZAR and other members
4 of the Azusa 13 gang yelled "Azusa 13," and "F**k you n****rs.
5 Get out of our neighborhood. Don't come back," at K.C., C.T.,
6 and other African-Americans who were in the Azusa 13 gang's
7 territory.

8 Threats to J.S. and J.M.

9 15. On February 4, 1999, defendant SALAZAR and other
10 members of the Azusa 13 gang threatened and intimidated J.S. and
11 J.M., African-Americans living within Azusa 13 gang territory, by
12 yelling words to the effect of, "f**k you n****rs," "f**k you
13 n****r b**ch, "I'm gonna get a f**king gun n****r and kill you,"
14 "I'm gonna shoot your house up n****r," and "Azusa 13," at J.S.
15 and J.M., outside J.S. and J.M.'s house.

16 Assault of J.J. #1

17 16. On January 14, 2000, defendant MICHAELS and another
18 member of the Azusa 13 gang told J.J. #1, an African-American
19 male in the Azusa 13 gang's territory, "[W]e hate n****rs in
20 Azusa. This is Azusa."

21 17. On January 14, 2000, defendant MICHAELS and another
22 member of the Azusa 13 gang hit J.J. #1 on the back and head.

23 Threats to D.B.

24 18. On May 25, 2004, defendant Ramirez, who was in the
25 company of two other members of the Azusa 13 gang, yelled "f**k
26 you n****r" at D.B., an African-American male who was in the
27 Azusa 13 gang's territory, and stole D.B.'s cellular telephone.

28 19. On May 25, 2004, defendant Ramirez, who was in the

1 company of two other members of the Azusa 13 gang, brandished a
2 firearm at D.B.

3 Assault of J.R.

4 20. On June 18, 2004, defendants Jesus Mejia
5 and L. Rios, and other members and/or associates of the Azusa 13
6 gang attacked J.R., an African-American male in the Azusa-13
7 gang's territory, causing lacerations to J.R.'s head.

8 21. On June 18, 2004, during an attack on J.R., defendant
9 L. Rios yelled, "[f]uck you n****r, fuck you n****r, fuck you
10 n****r."

11 Vandalism of a Residence in the Azusa 13 Gang's Territory

12 22. On November 6, 2004, defendant L. Rios and other
13 members of the Azusa 13 gang "tagged" their gang monikers on a
14 residential complex in the gang's territory, and wrote the words
15 "Azusa 13" and "F**k N****rs" on a wall in the laundry room of
16 the complex.

17 Assault of J.W.

18 23. On April 15, 2010, defendant JIMENEZ and another member
19 or associate of the Azusa 13 gang yelled "f**k you n****r" at
20 J.W., an African-American high school student returning home from
21 a track meet in the Azusa 13 gang's territory.

22 24. On April 15, 2010, defendant JIMENEZ punched J.W. and
23 chased J.W. down the street.

24 25. On April 15, 2010, defendant JIMENEZ threw an empty
25 beer bottle at J.W. as J.W. fled, and stole items that J.W. had
26 abandoned as he fled from the attack.

27 This conspiracy included the use, threatened use and
28 attempted use of dangerous weapons and resulted in bodily injury.

1 COUNT THREE

2 [21 U.S.C. § 846]

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

6 A. OBJECTS OF THE CONSPIRACY

7 Beginning on an unknown date, but at least by on or
8 about April 7, 1992, and continuing until at least the end of May
9 2011, in Los Angeles County, within the Central District of
10 California, and elsewhere, defendants SANTIAGO RIOS, also known
11 as ("aka") "Chico" ("S. RIOS"), GEORGE SALAZAR, aka "Jorge
12 Salazar," aka "Danger" ("SALAZAR"), ANTHONY MORENO, aka "Flaco"
13 ("MORENO"), LOUIS MARTINEZ, aka "Luista" ("L. MARTINEZ"), JOSUE
14 ALFARO, aka "Negro" ("ALFARO"), LOUIS RIOS, aka "Lil' Chico" ("L.
15 RIOS"), DAVID PADILLA, JR., aka "Lil' Dreamer" ("PADILLA"),
16 BERNARD GOMEZ, JR., aka "Lil' Bernie" ("GOMEZ"), RAUL AGUIRRE,
17 aka "Solo" ("AGUIRRE"), THOMAS URIOSTE, aka "Tommy-Gunz"
18 ("URIOSTE"), EDWARD RIVERA, aka "Bleu" ("RIVERA"), ROBERT VALLES,
19 aka "Zombie" ("VALLES"), RAYMOND PELAYO, aka "Crow," aka "Curly"
20 ("PELAYO"), PAUL LOPEZ, aka "Mugsy" ("P. LOPEZ"), JAVIER LEON,
21 aka "Silent" ("LEON"), DANIEL JUAREZ, aka "Rusher" ("JUAREZ"),
22 MANUEL HERRERA ("HERRERA"), HENRY AMAYA, aka "Smiley" ("AMAYA"),
23 RAFAEL GARCIA, aka "Chapo," aka "Chops" ("R. GARCIA"), THOMAS
24 PARDO, JR., aka "Pelon" ("PARDO"), MARTY MICHAELS, aka "Casper"
25 ("MICHAELS"), DAVID WILLIAMS, SR., aka "Wino" ("WILLIAMS"), GARY
26 GARCIA ("G. GARCIA"), MARIO RAMIREZ, aka "Lil' Bandit"
27 ("RAMIREZ"), JUAN MEJIA, aka "Hefty" ("JUAN MEJIA"), JESUS MEJIA,
28 aka "Stalker" ("JESUS MEJIA"), DIANA RIOS ("D. RIOS"), MANUEL

1 JIMENEZ ("JIMENEZ"), ROSABEL RIOS, aka "Traviesa" ("R. RIOS"),
2 ERNESTO RODRIGUEZ, aka "Neto" ("RODRIGUEZ"), MELODY BASYE, aka
3 "Guera" ("BASYE"), RONNIE CABRERA, aka "Weasel" ("R. CABRERA"),
4 and CIPRIANO GAXIOLA, aka "Cip" ("C. GAXIOLA"), and others known
5 and unknown to the Grand Jury, conspired and agreed with each
6 other to knowingly and intentionally (i) possess with intent to
7 distribute, and (ii) distribute the following controlled
8 substances:

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

14 (b) at least 100 grams of a mixture and substance
15 containing a detectable amount of heroin, a schedule I
16 narcotic drug controlled substance, in violation of
17 Title 21, United States Code, Sections 841(a)(1) and
18 841(b)(1)(B)(i);

19 (c) at least 50 grams of a mixture and substance containing
20 a detectable amount of methamphetamine, a schedule II
21 controlled substance, in violation of Title 21, United
22 States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii);
23 and

24 (d) a mixture and substance containing a detectable amount
25 of cocaine, a schedule II narcotic drug controlled
26 substance, in violation of Title 21, United States
27 Code, Sections 841(a)(1) and 841(b)(1)(C).

1 B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
2 ACCOMPLISHED

3 The objects of the conspiracy were to be accomplished, in
4 substance, as follows:

5 1. Defendant MORENO, and others known and unknown to the
6 Grand Jury, would author a "business plan" for the Azusa 13 gang
7 that described the methods that members of the gang should use to
8 control narcotics trafficking in Azusa 13 gang territory.

9 2. Members of the Azusa 13 gang, acting at the direction
10 of Azusa 13 gang "Keyholders," including defendants S. RIOS,
11 SALAZAR, MORENO, ALFARO, and R. GARCIA, and others known and
12 unknown to the Grand Jury, would use violence and intimidation to
13 control narcotics trafficking in Azusa 13 gang territory.

14 3. Defendants S. RIOS, SALAZAR, and ALFARO, and others
15 known and unknown to the Grand Jury, would direct street dealers
16 selling narcotics in Azusa 13 gang territory, including
17 defendants Leonard Cabrera, Diana Mendez, G. GARCIA, and
18 RODRIGUEZ, to pay "rent" to the Azusa 13 gang in exchange for
19 "authorization" to sell narcotic controlled substances, including
20 heroin and methamphetamine, in Azusa 13 gang territory.

21 4. Defendants S. RIOS, SALAZAR, ALFARO, LEON, HERRERA,
22 AMAYA, and R. GARCIA, and others known and unknown to the Grand
23 Jury, would collect or assist in the collection of "rent" from
24 street dealers in Azusa 13 gang territory.

25 5. Defendants S. RIOS, ALFARO, and D. RIOS, and others
26 known and unknown to the Grand Jury, would deliver "rent"
27 payments collected by Azusa 13 gang members to Mexican Mafia
28 member #1.

1 6. Defendants S. RIOS, SALAZAR, and L. MARTINEZ, and
2 others known and unknown to the Grand Jury, would communicate
3 with members of the Mexican Mafia overseeing the Azusa 13 gang
4 about drug trafficking activity in Azusa 13 gang territory.

5 7. Defendants S. RIOS, SALAZAR, L. RIOS, PADILLA, GOMEZ,
6 AGUIRRE, URIOSTE, PELAYO, JUAREZ, HERRERA, PARDO, MICHAELS,
7 WILLIAMS, RAMIREZ, JUAN MEJIA, and R. CABRERA, and others known
8 and unknown to the Grand Jury, were members and associates of the
9 Azusa 13 gang who would possess with the intent to distribute
10 and distribute narcotic controlled substances in Azusa 13 gang
11 territory.

12 8. Defendants URIOSTE and PELAYO, and others known and
13 unknown to the Grand Jury, were members of the Azusa 13 gang who
14 would recruit narcotics traffickers to distribute narcotic
15 controlled substances in Azusa 13 gang territory.

16 9. Defendant C. GAXIOLA, and others known and unknown to
17 the Grand Jury, would supply members of the Azusa 13 gang with
18 narcotic controlled substances to distribute to customers in
19 Azusa 13 gang territory.

20 10. Defendants G. GARCIA, R. RIOS, RODRIGUEZ, and C.
21 GAXIOLA, and others known and unknown to the Grand Jury, would
22 sell narcotics as drug traffickers who were "authorized" to
23 distribute narcotic controlled substances to narcotics customers
24 in Azusa 13 gang territory.

25 11. Defendants SALAZAR, L. RIOS, AGUIRRE, and JUAN MEJIA,
26 and others known and unknown to the Grand Jury, would participate
27 in Azusa 13 gang meetings in order to discuss the gang's control
28 of drug trafficking in its territory.

1 12. In order to evade detection and maintain the narcotics
2 distribution operation overseen by the Azusa 13 gang, defendants
3 S. RIOS, L. RIOS, RIVERA, PELAYO, LEON, AMAYA, and WILLIAMS, and
4 others known and unknown to the Grand Jury, would communicate in
5 coded and/or guarded language, limit their use of certain
6 telephones, and warn co- conspirators about the presence of law
7 enforcement in Azusa 13 gang territory as well as other threats
8 to the gang's narcotics distribution operation.

9 13. Defendants SALAZAR, L. RIOS, GOMEZ, AGUIRRE, RIVERA,
10 JUAREZ, PARDO, MICHAELS, RAMIREZ, JUAN MEJIA, JESUS MEJIA, and
11 JIMENEZ, and others known and unknown to the Grand Jury, would
12 plan, commit, and threaten to commit acts of violence on behalf
13 of the Azusa 13 gang in order to enhance the reputation and
14 authority of the Azusa 13 gang, and permit the Azusa 13 gang to
15 maintain control of the drug trafficking activity in Azusa 13
16 gang territory.

17 14. Defendants SALAZAR, MORENO, L. MARTINEZ, L. RIOS,
18 PADILLA, GOMEZ, AGUIRRE, URISOTE, RIVERA, VALLES, PELAYO, P.
19 LOPEZ, LEON, AMAYA, R. GARCIA, MICHAELS, RAMIREZ, JUAN MEJIA, and
20 BASYE, and others, would obtain and possess firearms and other
21 dangerous weapons, and would broker firearms transactions in
22 order to enforce the authority of the Azusa 13 gang in the gang's
23 territory, exclude others from Azusa 13 gang territory, and
24 permit the Azusa 13 gang to control the drug trafficking activity
25 in its territory.

26 C. OVERT ACTS

27 In furtherance of the conspiracy and to accomplish the
28 objects of the conspiracy, defendants S. RIOS, SALAZAR, MORENO,

1 L. MARTINEZ, ALFARO, L. RIOS, PADILLA, GOMEZ, AGUIRRE, URIOSTE,
2 RIVERA, VALLES, PELAYO, P. LOPEZ, LEON, JUAREZ, HERRERA, AMAYA,
3 R. GARCIA, PARDO, MICHAELS, WILLIAMS, G. GARCIA, RAMIREZ, JUAN
4 MEJIA, JESUS MEJIA, D. RIOS, JIMENEZ, R. RIOS, RODRIGUEZ, BASYE,
5 R. CABRERA, and C. GAXIOLA, and others known and unknown to the
6 Grand Jury, committed various overt acts, on or about the
7 following dates, within the Central District of California, and
8 elsewhere, including, but not limited to, Overt Acts numbered
9 1 through 235 as set forth in Count One, which are re-alleged and
10 incorporated by reference as if fully set forth herein, as well
11 as the following:

12 1. On February 18, 2000, defendant R. RIOS possessed a
13 scale used to measure narcotics, \$350 in narcotics proceeds, and
14 a police scanner at her residence in Azusa, California.

15 2. On February 3, 2009, defendant G. GARCIA possessed
16 approximately \$336 in narcotics proceeds and attempted to conceal
17 methamphetamine in his possession from law enforcement in Azusa,
18 California.

19 3. On February 3, 2009, using coded language in a
20 telephone conversation, defendant S. RIOS told defendant MORENO
21 that defendant ALFARO was attempting to order heroin from
22 defendant R. RIOS and that defendant R. CABRERA was retrieving
23 heroin from a narcotics trafficker for defendant S. RIOS.

24 4. On February 5, 2009, using coded language in a
25 telephone conversation, defendant Terry Escobedo Adorno warned
26 defendant S. RIOS that defendant Diana Mendez planned to tell law
27 enforcement information about narcotics activities in Azusa 13
28 gang territory, including information concerning defendant S.

1 RIOS' involvement in trafficking narcotics.

2 5. On February 10, 2009, using coded language in a
3 telephone conversation, an unindicted co-conspirator told
4 defendant S. RIOS that defendant R. RIOS sells high quality
5 heroin to narcotics customers in Azusa 13 gang territory, and
6 defendant S. RIOS told the unindicted co-conspirator that
7 defendant S. RIOS would call defendant R. RIOS and determine
8 whether she would deliver heroin to defendant S. RIOS.

9 6. On February 10, 2009, using coded language in a
10 telephone conversation, defendant R. RIOS agreed to sell
11 defendant S. RIOS heroin, and defendant R. RIOS told defendant S.
12 RIOS that the "whole world" purchased heroin from defendant R.
13 RIOS.

14 7. On November 3, 2009, defendant G. GARCIA supplied
15 methamphetamine to a narcotics customer in Azusa, California.

16 8. On November 3, 2009, defendant G. GARCIA possessed
17 approximately 53.5 grams of methamphetamine, a digital scale, and
18 approximately \$600 in narcotics proceeds in Azusa, California.

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COUNT FOUR

[21 U.S.C. § 846]

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

A. OBJECTS OF THE CONSPIRACY

Beginning on an unknown date, but at least by on or about August 10, 2008, and continuing until at least the end of May 2011, in Los Angeles County, within the Central District of California, and elsewhere, defendants KEVIN ALEJANDRO MARTINEZ, aka "Chepo," aka "Chapo" ("K. MARTINEZ"), LEONARD CABRERA, aka "Moreno" ("L. CABRERA"), DIANA MENDEZ, aka "Trina" ("MENDEZ"), SAM SAMUDIO ("SAMUDIO"), GILBERT MORALES, JR., aka "Kito" ("MORALES"), RAMIRO MONTES, aka "Tubby" ("R. MONTES"), ALBERTO MILAN REYNOSO, aka "Stranger" ("REYNOSO"), ROSA LOPEZ ("R. LOPEZ"), FRANK GARCIA ("F. GARCIA"), LAURIE LYNN GARCIA ("L. GARCIA"), ISRAEL LOZADA, JR., aka "Izzy" ("LOZADA"), MANUEL ANAYA, aka "Chino" ("ANAYA"), JESSE STEWART WILSON ("WILSON"), TERRY ESCOBEDO ADORNO, aka "Pebbles" ("ADORNO"), EUGENE STARKEY, aka "Gene" ("STARKEY"), and MARK ANDREW EVERETT ("EVERETT"), and others known and unknown to the Grand Jury, conspired and agreed with each other to knowingly and intentionally (i) possess with intent to distribute, and (ii) distribute the following controlled substances:

- (a) at least one kilogram of a mixture and substance containing a detectable amount of heroin, a schedule I narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and

1 841(b) (1) (A) (i); and

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

7 B. 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 L. CABRERA and MENDEZ would obtain heroin
12 from defendants K. MARTINEZ and R. LOPEZ, and others known and
13 unknown to the Grand Jury.

14 2. Defendants L. CABRERA and MENDEZ would supply heroin to
15 defendants SAMUDIO, MORALES, R. MONTES, REYNOSO, F. GARCIA,
16 ANAYA, and STARKEY, and others known and unknown to the Grand
17 Jury, for distribution to third persons throughout the City of
18 Azusa and elsewhere.

19 3. Defendants F. GARCIA, L. GARCIA, LOZADA, WILSON,
20 ADORNO, and EVERETT, and others known and unknown to the Grand
21 Jury, would help defendants L. CABRERA and MENDEZ obtain heroin,
22 deliver heroin, and collect narcotics proceeds.

23 4. Defendants MORALES, REYNOSO, ANAYA, and STARKEY, and
24 others known and unknown to the Grand Jury, would allow
25 defendants L. CABRERA and MENDEZ to use their residences to store
26 heroin and narcotics proceeds and to package heroin for
27 distribution.

28 5. Defendants SAMUDIO, MORALES, R. MONTES, REYNOSO, F.

1 GARCIA, WILSON, and STARKEY, and others known and unknown to the
2 Grand Jury, would communicate with defendants L. CABRERA and
3 MENDEZ by telephone, using coded language, to coordinate their
4 heroin distribution activities.

5 6. Defendants L. CABRERA, MENDEZ, SAMUDIO, MORALES,
6 REYNOSO, ANAYA, WILSON, and EVERETT, and others known and unknown
7 to the Grand Jury, would share information and coordinate their
8 heroin distribution activities in order to thwart detection by
9 law enforcement.

10 7. Defendants L. CABRERA and MENDEZ, and others known and
11 unknown to the Grand Jury, would coordinate the payment of
12 narcotics distribution proceeds and heroin to Azusa 13 gang
13 members, including defendant S. RIOS, and the Mexican Mafia.

14 C. OVERT ACTS

15 In furtherance of the conspiracy, and to accomplish the
16 objects of the conspiracy, defendants K. MARTINEZ, L. CABRERA,
17 MENDEZ, SAMUDIO, MORALES, R. MONTES, REYNOSO, R. LOPEZ, F.
18 GARCIA, L. GARCIA, LOZADA, ANAYA, WILSON, ADORNO, STARKEY, and
19 EVERETT, and others known and unknown to the Grand Jury,
20 committed various overt acts, on or about the following dates,
21 within the Central District of California, and elsewhere,
22 including, but not limited to, the following:

23 1. On August 10, 2008, defendants L. CABRERA and MENDEZ
24 delivered \$150 in narcotics proceeds to Mexican Mafia member #1.

25 2. On August 13, 2008, defendants L. CABRERA and MENDEZ
26 possessed approximately 2.47 grams of heroin, a scale, and
27 materials used to package heroin for distribution to narcotics
28 customers.

1 3. On August 30, 2008, defendants L. CABRERA and MENDEZ
2 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

3 4. On September 5, 2008, using coded language in a
4 telephone conversation, defendant L. CABRERA asked defendant
5 SAMUDIO to explain why defendant SAMUDIO had generated only \$480
6 in narcotics proceeds from selling sixty-three balloons of heroin
7 that defendant L. CABRERA had given defendant SAMUDIO to
8 distribute.

9 5. On September 6, 2008, using coded language in a
10 telephone conversation, defendant F. GARCIA told defendant L.
11 CABRERA that defendant F. GARCIA would purchase balloons to
12 package heroin for distribution.

13 6. On September 6, 2008, defendants L. CABRERA and MENDEZ
14 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

15 7. On September 8, 2008, using coded language in a
16 telephone conversation, defendant SAMUDIO told defendant L.
17 CABRERA that defendant SAMUDIO had \$300 in narcotics proceeds,
18 and defendant L. CABRERA told defendant SAMUDIO to instruct an
19 unindicted co-conspirator to drive defendant SAMUDIO to a
20 location to meet defendant L. CABRERA and deliver the narcotics
21 proceeds.

22 8. On September 9, 2008, using coded language in a
23 telephone conversation, defendant SAMUDIO told defendant L.
24 CABRERA that defendant SAMUDIO had exchanged the narcotics
25 proceeds that defendant SAMUDIO had generated that day for one-
26 hundred dollar bills.

27 9. On September 10, 2008, defendant F. GARCIA obtained a
28 motel room in Baldwin Park, California, that defendants L.

1 CABRERA and MENDEZ used as a location to store and package heroin
2 for distribution.

3 10. On September 10, 2008, using coded language in a
4 telephone conversation, defendant SAMUDIO told defendant L.
5 CABRERA that defendant SAMUDIO had only twelve balloons of heroin
6 left for distribution, and defendant L. CABRERA told defendant
7 SAMUDIO that defendant L. CABRERA would package more heroin for
8 defendant SAMUDIO.

9 11. On September 10, 2008, defendants L. CABRERA and MENDEZ
10 possessed approximately 250 unused latex balloons and
11 approximately 8.63 grams of heroin packaged for distribution in
12 Azusa 13 gang territory.

13 12. On September 12, 2008, defendant F. GARCIA drove
14 defendants L. CABRERA and MENDEZ to deliver heroin to defendant
15 SAMUDIO at defendant SAMUDIO's residence in Covina, California.

16 13. On September 12, 2008, defendant L. CABRERA delivered
17 heroin to defendant Santiago Rios ("S. Rios").

18 14. On September 13, 2008, using coded language in a
19 telephone conversation, defendant SAMUDIO told defendant L.
20 CABRERA that defendant SAMUDIO was out of heroin, and defendant
21 L. CABRERA said he would deliver more heroin to defendant
22 SAMUDIO.

23 15. On September 15, 2008, using coded language in a
24 telephone conversation, defendant SAMUDIO told defendant L.
25 CABRERA that defendant SAMUDIO had generated \$250 in narcotics
26 proceeds by selling the thirty-three balloons of heroin that
27 defendant L. CABRERA had provided to defendant SAMUDIO.

28 16. On September 16, 2008, using coded language in a

1 telephone conversation, defendants L. CABRERA and REYNOSO
2 discussed the location where defendant REYNOSO had hidden a stash
3 of heroin to distribute to narcotics customers.

4 17. On September 16, 2008, using coded language in a
5 telephone conversation, defendant L. CABRERA instructed defendant
6 SAMUDIO to call defendant L. CABRERA after defendant SAMUDIO had
7 sold the heroin that defendant SAMUDIO possessed because
8 defendants L. CABRERA and REYNOSO were packaging additional
9 heroin for defendant SAMUDIO.

10 18. On September 16, 2008, using coded language in a
11 telephone conversation, defendant SAMUDIO told defendant L.
12 CABRERA that defendant SAMUDIO would instruct defendant EVERETT
13 to drive defendant SAMUDIO to defendant REYNOSO's residence so
14 that defendant SAMUDIO could obtain heroin there.

15 19. On September 17, 2008, using coded language in a
16 telephone conversation, defendant L. CABRERA instructed defendant
17 SAMUDIO to deliver fifteen balloons of heroin to a narcotics
18 customer who had ordered the heroin from defendant STARKEY.

19 20. On September 17, 2008, using coded language in a
20 telephone conversation, defendant L. CABRERA informed defendant
21 F. GARCIA that defendant L. CABRERA was packaging heroin for
22 distribution and that defendant L. CABRERA would call defendant
23 F. GARCIA after defendant L. CABRERA was finished in order to
24 obtain transportation to distribute the narcotics.

25 21. On September 18, 2008, using coded language in a
26 telephone conversation, defendant L. CABRERA told defendant
27 SAMUDIO that law enforcement officers were near defendant
28 SAMUDIO's residence, and defendant L. CABRERA instructed

1 defendant SAMUDIO to conceal the balloons of heroin he possessed
2 in his mouth to hide them from law enforcement.

3 22. On September 18, 2008, defendants SAMUDIO and EVERETT
4 possessed approximately 58 balloons, containing approximately 6.6
5 grams of heroin, that were concealed inside the center console
6 compartment of defendant EVERETT's vehicle.

7 23. On September 18, 2008, using coded language in a
8 telephone conversation, defendant EVERETT told defendant L.
9 CABRERA that law enforcement had seized the 58 balloons of heroin
10 that defendants SAMUDIO and EVERETT had obtained from defendant
11 REYNOSO, and defendant L. CABRERA told defendant EVERETT that
12 defendant EVERETT should not have pulled defendant EVERETT's car
13 over right away because defendant SAMUDIO could have had more
14 time to conceal the heroin from law enforcement.

15 24. On September 18, 2008, using coded language in a
16 telephone conversation, defendant EVERETT told defendant L.
17 CABRERA that defendant EVERETT did not tell law enforcement
18 anything about defendants L. CABRERA and SAMUDIO's narcotics
19 trafficking activities when law enforcement officers seized the
20 58 balloons of heroin.

21 25. On September 19, 2008, defendants L. CABRERA and MENDEZ
22 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

23 26. On September 19, 2008, using coded language in a
24 telephone conversation, defendant L. CABRERA told defendant ANAYA
25 that because law enforcement had seized 58 balloons of heroin
26 from defendant SAMUDIO the previous day, defendant MORALES now
27 maintained the stash of heroin to distribute to narcotics
28 customers.

1 27. On September 21, 2008, using coded language in a
2 telephone conversation, defendant WILSON asked if defendant L.
3 CABRERA needed transportation in connection with defendants L.
4 CABRERA and MENDEZ' narcotics activities that day, and defendant
5 L. CABRERA told defendant WILSON that defendant F. GARCIA was
6 already providing such transportation.

7 28. On September 22, 2008, using coded language in a
8 telephone conversation, defendant L. CABRERA instructed defendant
9 MORALES to inform defendant L. CABRERA when defendant MORALES had
10 generated \$300 in narcotics proceeds so that defendant L.
11 CABRERA could collect the proceeds.

12 29. On September 22, 2008, using coded language in a
13 telephone conversation, defendant F. GARCIA asked defendant L.
14 CABRERA if defendant L. CABRERA needed transportation in
15 connection with defendant L. CABRERA's narcotics distribution
16 activities, and defendant L. CABRERA replied that defendant L.
17 CABRERA would call defendant F. GARCIA in an hour.

18 30. On September 22, 2008, using coded language in a
19 telephone conversation, defendant WILSON told defendant L.
20 CABRERA that defendant MORALES had given defendant WILSON \$330 in
21 narcotics distribution proceeds and that defendant WILSON would
22 deliver the money to defendant L. CABRERA.

23 31. On September 22, 2008, defendants L. CABRERA and F.
24 GARCIA met defendant K. MARTINEZ at a convenience store in Azusa,
25 California, in order to obtain heroin for distribution.

26 32. On September 24, 2008, using coded language in a
27 telephone conversation, defendant MORALES told defendant L.
28 CABRERA that defendant MORALES had generated \$200 in narcotics

1 distribution proceeds, and defendant L. CABRERA instructed
2 defendant MORALES to sell another \$100 worth of heroin.

3 33. On September 26, 2008, defendants L. CABRERA and MENDEZ
4 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

5 34. On September 27, 2008, using coded language in a
6 telephone conversation, defendant MORALES told defendant L.
7 CABRERA that defendant MORALES would deliver \$510 in narcotics
8 proceeds to defendant L. CABRERA.

9 35. On September 27, 2008, using coded language in a
10 telephone conversation, defendant L. CABRERA told Mexican Mafia
11 member #1 that defendants L. CABRERA and MENDEZ had sent Mexican
12 Mafia member #1 \$200 in narcotics proceeds.

13 36. On September 29, 2008, defendant WILSON delivered
14 heroin to defendant S. Rios.

15 37. On September 30, 2008, using coded language in a
16 telephone conversation, defendant MORALES told defendant L.
17 CABRERA that some narcotics customers were asking to pay \$7 or \$8
18 for a balloon of heroin, but that defendant MORALES would not
19 sell to any customer who did not pay \$10 per balloon.

20 38. On September 30, 2008, using coded language in a
21 telephone conversation, defendant MORALES told defendant L.
22 CABRERA that defendant MORALES had \$490 in narcotics proceeds,
23 and defendant L. CABRERA told defendant MORALES that defendant
24 WILSON would deliver thirty-seven balloons of heroin to defendant
25 MORALES and that defendant MORALES could keep the profits from
26 the sale of eight balloons of heroin.

27 39. On October 1, 2008, using coded language in a telephone
28 conversation, defendant WILSON agreed to bring defendant L.

1 CABRERA balloons so that defendant L. CABRERA could package
2 heroin for distribution.

3 40. On October 2, 2008, using coded language in a telephone
4 conversation, defendant MORALES told defendant L. CABRERA that
5 defendant MORALES had generated \$400 in narcotics proceeds and
6 that defendant MORALES still had four balloons of heroin left to
7 sell.

8 41. On October 2, 2008, using coded language in a
9 telephone conversation, defendant LOZADA agreed to deliver heroin
10 to defendant MORALES.

11 42. On October 2, 2008, using coded language in a telephone
12 conversation, defendant L. CABRERA informed defendant MORALES
13 that defendant LOZADA would deliver heroin to defendant MORALES
14 in approximately half an hour.

15 43. On October 2, 2008, using coded language in a telephone
16 conversation, defendant L. CABRERA warned defendant LOZADA to be
17 on the "look-out" because law enforcement officers were nearby.

18 44. On October 5, 2008, defendants L. CABRERA and MENDEZ
19 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

20 45. On October 11, 2008, defendants L. CABRERA and MENDEZ
21 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

22 46. On October 17, 2008, defendants L. CABRERA and MENDEZ
23 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

24 47. On November 1, 2008, defendants L. CABRERA and MENDEZ
25 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

26 48. On November 6, 2008, using coded language in a
27 telephone conversation, defendant MENDEZ told defendant MORALES
28 that defendants L. CABRERA and MENDEZ had just purchased heroin

1 to distribute.

2 49. On November 6, 2008, using coded language in a
3 telephone conversation, defendant MORALES told defendant L.
4 CABRERA that defendant MORALES had generated \$240 in narcotics
5 proceeds.

6 50. On November 7, 2008, using coded language in a
7 telephone conversation, defendant L. CABRERA told defendant
8 MORALES that defendant WILSON would deliver thirty-one balloons
9 of heroin to defendant MORALES and that defendant MORALES could
10 keep the proceeds from the sale of six of the balloons.

11 51. On November 7, 2008, using coded language in a
12 telephone conversation, defendant WILSON agreed to transport
13 heroin from defendant L. CABRERA to defendant MORALES and collect
14 proceeds from the sales of heroin from defendant MORALES.

15 52. On November 7, 2008, using coded language in a
16 telephone conversation, defendant LOZADA agreed to provide
17 defendant L. CABRERA with transportation in connection with
18 defendant L. CABRERA's heroin distribution activities.

19 53. On November 7, 2008, defendants L. CABRERA and MENDEZ
20 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

21 54. On November 8, 2008, using coded language in a
22 telephone conversation, defendant MORALES told defendant L.
23 CABRERA that defendant MORALES had \$500 in narcotics proceeds for
24 defendant L. CABRERA.

25 55. On November 11, 2008, using coded language in a
26 telephone conversation, defendant MORALES told defendant L.
27 CABRERA that defendant MORALES had swallowed four balloons of
28 heroin in order to prevent law enforcement from seizing the

1 heroin, but that because defendant MORALES was able to vomit two
2 of the heroin balloons, defendant MORALES would only be short \$20
3 in the amount of narcotics proceeds he owed.

4 56. On November 12, 2008, using coded language in a
5 telephone conversation, defendant LOZADA told defendant L.
6 CABRERA that a narcotics customer wanted to purchase one gram of
7 heroin for \$70, and defendant L. CABRERA instructed defendant
8 LOZADA to pick up the heroin from defendant L. CABRERA rather
9 than defendant MORALES.

10 57. On November 12, 2008, defendant WILSON engaged in
11 counter-surveillance driving in an attempt to identify any law
12 enforcement officers following defendants L. CABRERA, MENDEZ, and
13 WILSON in the vehicle driven by defendant WILSON.

14 58. On November 13, 2008, using coded language in a
15 telephone conversation, defendant L. CABRERA told defendant
16 MORALES that defendant L. CABRERA did not provide defendant
17 MORALES with enough balloons to package heroin, and defendant L.
18 CABRERA instructed defendant MORALES to send someone other than
19 defendant LOZADA to obtain more balloons because defendant LOZADA
20 needed to provide defendant L. CABRERA with transportation in
21 connection with defendant L. CABRERA's narcotics activities.

22 59. On November 14, 2008, using coded language in a
23 telephone conversation, defendant MORALES told defendant L.
24 CABRERA that defendant MORALES had \$490 in narcotics proceeds,
25 and defendant L. CABRERA told defendant MORALES that defendant L.
26 CABRERA would collect the "feria" from defendant MORALES and
27 would deliver additional heroin to defendant MORALES for
28 distribution.

1 60. On November 15, 2008, using coded language in a
2 telephone conversation, defendant ANAYA told defendant L. CABRERA
3 that defendant L. CABRERA could prepare heroin to distribute at
4 defendant ANAYA's residence because defendant ANAYA had materials
5 to package the heroin.

6 61. On November 15, 2008, using coded language in a
7 telephone conversation, defendant L. CABRERA told defendant
8 MORALES that defendant F. GARCIA was going to retrieve the
9 proceeds from defendant MORALES' heroin distribution and would
10 deliver them to defendant L. CABRERA.

11 62. On November 15, 2008, defendants L. CABRERA and MENDEZ
12 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

13 63. On November 16, 2008, using coded language in a
14 telephone conversation, defendant ANAYA agreed to let defendant
15 L. CABRERA package heroin for distribution at defendant ANAYA's
16 residence.

17 64. On November 16, 2008, using coded language in a
18 telephone conversation, defendant L. CABRERA told defendant
19 WILSON that defendant L. CABRERA was packaging heroin to
20 distribute at defendant ANAYA's residence.

21 65. On November 16, 2008, using coded language in a
22 telephone conversation, defendant LOZADA instructed defendant L.
23 CABRERA to contact defendant LOZADA when defendant L. CABRERA
24 needed transportation for defendant L. CABRERA's heroin
25 distribution.

26 66. On November 17, 2008, using coded language in a
27 telephone conversation, defendant L. CABRERA identified a
28 location in Azusa, California, for defendant K. MARTINEZ to meet

1 with defendants L. CABRERA and MENDEZ in order to supply
2 defendants L. CABRERA and MENDEZ with heroin.

3 67. On November 18, 2008, using coded language in a
4 telephone conversation, defendant LOZADA instructed defendant L.
5 CABRERA to bring foil to use in packaging heroin.

6 68. On November 19, 2008, using coded language in a
7 telephone conversation, defendants K. MARTINEZ and L. CABRERA
8 discussed a location to meet for defendants L. CABRERA and MENDEZ
9 to obtain heroin from defendant K. MARTINEZ.

10 69. On November 19, 2008, using coded language in a
11 telephone conversation, defendant ANAYA told an unindicted co-
12 conspirator that defendants L. CABRERA and ANAYA were going to
13 package heroin to distribute at defendant ANAYA's residence, and
14 the unindicted co-conspirator agreed to leave the door open for
15 defendants L. CABRERA and ANAYA.

16 70. On November 19, 2008, using coded language in a
17 telephone conversation, defendant L. CABRERA instructed defendant
18 WILSON to deliver narcotics distribution proceeds to defendant
19 ANAYA's residence, where defendant L. CABRERA was located.

20 71. On November 19, 2008, using coded language in a
21 telephone conversation, defendant L. CABRERA instructed defendant
22 LOZADA to provide defendant L. CABRERA with transportation so
23 that defendant L. CABRERA could meet with defendant K. MARTINEZ
24 in order to obtain heroin.

25 72. On November 19, 2008, using coded language in a
26 telephone conversation, defendant ANAYA spoke with defendant K.
27 MARTINEZ in order to identify a location where defendants L.
28 CABRERA and ANAYA could obtain heroin from defendant K. MARTINEZ.

1 73. On November 20, 2008, using coded language in a
2 telephone conversation, defendant L. CABRERA told defendant
3 MORALES that defendant L. CABRERA was going to provide defendant
4 MORALES with enough heroin to generate \$500 in proceeds.

5 74. On November 20, 2008, using coded language in a
6 telephone conversation, defendant WILSON agreed to deliver
7 narcotics proceeds to defendant ANAYA's residence, where
8 defendant L. CABRERA was located.

9 75. On November 20, 2008, using coded language in a
10 telephone conversation, defendant L. CABRERA told defendant S.
11 RIOS that defendant R. MONTES would deliver heroin to an
12 associate of the Azusa 13 gang, who could then deliver the heroin
13 to defendant S. Rios.

14 76. On November 20, 2008, defendant K. MARTINEZ possessed
15 with intent to distribute approximately 236.4 grams of heroin.

16 77. On November 21, 2008, using coded language in a
17 telephone conversation, defendant L. CABRERA instructed defendant
18 F. GARCIA to deliver \$100 in narcotics proceeds so that defendant
19 L. CABRERA could provide the money to Mexican Mafia member #1.

20 78. On November 21, 2008, defendants L. CABRERA and MENDEZ
21 delivered \$150 in narcotics proceeds to Mexican Mafia member #1.

22 79. On November 22, 2008, using coded language in a
23 telephone conversation, defendant K. MARTINEZ agreed to deliver
24 approximately 14 grams of heroin to defendant MENDEZ.

25 80. On November 23, 2008, using coded language in a
26 telephone conversation, defendant WILSON offered to provide
27 defendants L. CABRERA and MENDEZ with transportation for their
28 narcotics distribution that day.

1 81. On November 23, 2008, using coded language in a
2 telephone conversation, defendant ANAYA agreed to let defendant
3 L. CABRERA package heroin for distribution at defendant ANAYA's
4 residence.

5 82. On November 23, 2008, using coded language in a
6 telephone conversation, defendant L. CABRERA told defendant
7 LOZADA that defendant L. CABRERA would use defendant F. GARCIA's
8 telephone in order to call defendant LOZADA and discuss the
9 distribution of heroin.

10 83. On November 24, 2008, defendant MORALES, using coded
11 language, left a voicemail message for defendant L. CABRERA in
12 which he instructed defendant L. CABRERA to collect \$400 in
13 narcotics distribution proceeds from defendant MORALES.

14 84. On November 24, 2008, using coded language in a
15 telephone conversation, defendant F. GARCIA told defendant L.
16 CABRERA that defendant L. GARCIA would provide transportation for
17 defendants L. CABRERA and MENDEZ so that defendants L. CABRERA
18 and MENDEZ could obtain heroin from defendant K. MARTINEZ.

19 85. On November 24, 2008, using coded language in a
20 telephone conversation, defendant LOZADA agreed to provide
21 defendant L. CABRERA with transportation because defendant L.
22 CABRERA needed to obtain more heroin to distribute.

23 86. On November 29, 2008, defendants L. CABRERA and MENDEZ
24 delivered \$200 in narcotics proceeds to Mexican Mafia member #1.

25 87. On December 5, 2008, defendants L. CABRERA and MENDEZ
26 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

27 88. On December 7, 2008, defendants L. CABRERA and MENDEZ
28 delivered \$100 in narcotics proceeds to Mexican Mafia member #1.

1 89. On December 11, 2008, defendant K. MARTINEZ delivered
2 approximately 56 grams of heroin to defendant L. CABRERA.

3 90. On December 13, 2008, defendants L. CABRERA and MENDEZ
4 delivered \$180 in narcotics proceeds to Mexican Mafia member #1.

5 91. On December 17, 2008, using coded language in a
6 telephone conversation, defendant K. MARTINEZ agreed to sell
7 approximately 42 grams of heroin to defendant L. CABRERA.

8 92. On December 18, 2008, defendant MORALES and an
9 unindicted co-conspirator possessed 29 packaged balloons
10 containing approximately 3.5 grams of heroin, narcotics packaging
11 material, a digital scale, and a "pay-owe" sheet.

12 93. On December 20, 2008, using coded language in a
13 telephone conversation, defendant K. MARTINEZ agreed to sell
14 approximately 42 grams of heroin to defendant L. CABRERA.

15 94. On January 2, 2009, using coded language in a telephone
16 conversation, defendant K. MARTINEZ agreed to sell approximately
17 42 grams of heroin to defendant L. CABRERA.

18 95. On January 6, 2009, using coded language in a telephone
19 conversation, defendant K. MARTINEZ instructed an unindicted co-
20 conspirator to deliver approximately 42 grams of heroin to
21 defendant L. CABRERA.

22 96. On January 8, 2009, using coded language in a telephone
23 conversation, defendant K. MARTINEZ instructed an unindicted co-
24 conspirator to deliver approximately 28 grams of heroin to
25 defendant MENDEZ.

26 97. On January 29, 2009, using coded language in a
27 telephone conversation, defendant R. MONTES told defendant S.
28 Rios that defendant R. MONTES gave defendant Ronnie Cabrera ("R.

1 Cabrera") \$230 in narcotics distribution proceeds for defendant
2 R. Cabrera to deliver to defendant MENDEZ, and defendant S. Rios
3 told defendant R. MONTES that defendant R. MONTES owed defendant
4 MENDEZ an additional \$60.

5 98. On January 29, 2009, using coded language in a
6 telephone conversation, defendant MENDEZ told defendant S. Rios
7 that defendant MENDEZ sometimes used narcotics distribution
8 proceeds to pay for the telephone that defendant R. Cabrera used
9 to distribute heroin.

10 99. On January 29, 2009, using coded language in a
11 telephone conversation, defendant ADORNO told defendant S. Rios
12 that defendant ADORNO would deliver heroin to defendant S. Rios.

13 100. On February 2, 2009, defendant MENDEZ possessed
14 approximately 37.6 grams of heroin in Azusa, California.

15 101. On February 2, 2009, using coded language in a
16 telephone conversation, defendant R. LOPEZ informed defendant K.
17 MARTINEZ that she believed that it was difficult for law
18 enforcement officers to intercept push-to-talk communications.

19 102. On February 3, 2009, using coded language in a
20 telephone conversation, defendant F. GARCIA asked to purchase
21 \$500 worth of heroin from defendant K. MARTINEZ.

22 103. On February 4, 2009, using coded language in a
23 telephone conversation, defendant S. Rios told defendant MENDEZ
24 to contact defendant STARKEY because defendant STARKEY wanted to
25 help defendant MENDEZ distribute heroin.

26 104. On February 4, 2009, using coded language in a
27 telephone conversation, defendant STARKEY told defendant MENDEZ
28 that defendant STARKEY wanted narcotics proceeds in order to

1 obtain a telephone so that defendant STARKEY could contact
2 narcotics customers directly.

3 105. On February 5, 2009, using coded language in a
4 telephone conversation, defendant S. Rios ordered heroin from
5 defendant MENDEZ.

6 106. On February 6, 2009, using coded language in a
7 telephone conversation, defendant STARKEY instructed defendant S.
8 Rios to come to defendant STARKEY's residence in order to obtain
9 heroin.

10 107. On February 9, 2009, using coded language in a
11 telephone conversation, defendant S. Rios told defendant MENDEZ
12 that defendant STARKEY did not have heroin to distribute, and
13 defendant MENDEZ told defendant S. Rios to instruct defendant
14 STARKEY to obtain heroin from defendant ANAYA.

15 108. On February 9, 2009, using coded language in a
16 telephone conversation, defendant K. MARTINEZ told defendant R.
17 LOPEZ that defendant K. MARTINEZ wanted to get a new telephone
18 because a co-conspirator had just been arrested.

19 109. On February 10, 2009, defendant MENDEZ provided an
20 unindicted co-conspirator with \$800 for a quantity of heroin that
21 defendant MENDEZ had obtained from defendant K. MARTINEZ on a
22 previous date.

23 110. On February 10, 2009, using coded language in a
24 telephone conversation, defendant MENDEZ informed defendant K.
25 MARTINEZ that defendant MENDEZ was in jail, and defendant MENDEZ
26 requested that defendant K. MARTINEZ help her get out.

27 111. On February 10, 2009, using coded language in a
28 telephone conversation, defendant K. MARTINEZ told an unindicted

1 co-conspirator that defendant MENDEZ had called defendant K.
2 MARTINEZ from jail, and defendant K. MARTINEZ instructed the
3 unindicted co-conspirator to obtain a new telephone.

4 112. On February 11, 2009, using coded language in a
5 telephone conversation, defendant K. MARTINEZ told defendant R.
6 LOPEZ that defendant MENDEZ had called defendant K. MARTINEZ from
7 jail, and defendant R. LOPEZ asked if defendant K. MARTINEZ had
8 changed telephones.

9 113. On February 11, 2009, using coded language in a
10 telephone conversation, defendant R. LOPEZ told defendant K.
11 MARTINEZ that telephones are equipped with GPS and that
12 defendant K. MARTINEZ should turn off his telephone in order to
13 prevent law enforcement officers from finding him.

14 114. On February 18, 2009, using coded language in a
15 telephone conversation, defendants S. Rios and R. MONTES agreed
16 to meet so that defendant S. Rios could obtain heroin from
17 defendant R. MONTES.

18 115. On May 9, 2009, using coded language in a telephone
19 conversation, defendant R. MONTES told defendant S. Rios that
20 defendant R. MONTES did not have any heroin to deliver to
21 defendant S. Rios and that defendant R. MONTES was attempting to
22 contact defendant L. CABRERA to deliver more heroin for defendant
23 R. MONTES to distribute.

24 116. On May 10, 2009, using coded language in a telephone
25 conversation, defendant S. Rios told defendant L. CABRERA that
26 defendant L. CABRERA was not inserting enough heroin into the
27 balloons that defendant L. CABRERA was distributing, and
28 defendant L. CABRERA told defendant S. Rios that defendant R.

1 MONTES, not defendant L. CABRERA, had been preparing the balloons
2 of heroin.

3 117. On May 16, 2009, using coded language in a telephone
4 conversation, defendant S. Rios instructed defendant L. CABRERA
5 to deliver three balloons of heroin to defendant S. Rios.

6 118. On May 18, 2009, using coded language in a telephone
7 conversation, defendant L. CABRERA told defendant S. Rios that
8 defendants L. CABRERA and REYNOSO had two brand new machineguns.

9 119. On May 28, 2009, defendant L. CABRERA provided
10 defendant R. MONTES with approximately \$1,085 for defendant R.
11 MONTES to use to purchase approximately 25 grams of heroin from a
12 source of supply.

13 120. On May 28, 2009, defendant L. GARCIA drove defendants
14 L. CABRERA, R. MONTES, and REYNOSO to a residence in the City of
15 Azusa where defendants L. CABRERA, R. MONTES, and REYNOSO could
16 package heroin for distribution.

17 121. On May 28, 2009, defendant L. CABRERA provided five
18 balloons of heroin to two unindicted co-conspirators so that
19 defendant L. CABRERA could use their residence to package heroin
20 for distribution.

21 122. On May 28, 2009, defendants L. CABRERA, R. MONTES,
22 REYNOSO, and L. GARCIA attempted to conceal heroin that
23 defendants L. CABRERA, R. MONTES, and REYNOSO intended to
24 distribute to narcotics customers.

25 123. On June 26, 2009, using coded language in a telephone
26 conversation, defendant S. Rios directed defendant L. CABRERA to
27 provide more heroin to defendant S. Rios because defendant S.
28 Rios could not locate the heroin that he had thrown from

1 defendant Manuel Herrera's vehicle.

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COUNT FIVE

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about September 18, 2008, in Los Angeles County, within the Central District of California, defendants SAM SAMUDIO and MARK ANDREW EVERETT knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT SIX

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)]

On or about November 20, 2008, in Los Angeles County, within the Central District of California, defendant KEVIN ALEJANDRO MARTINEZ, also known as ("aka") "Chepo," aka "Chapo," knowingly and intentionally possessed with intent to distribute at least 100 grams, that is, approximately 236.4 grams, of a mixture and substance containing a detectable amount of heroin, a schedule I narcotic drug controlled substance.

COUNT SEVEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about February 2, 2009, in Los Angeles County, within the Central District of California, defendant DIANA MENDEZ, also known as "Trina," knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT EIGHT

[21 U.S.C. §§ 841(a)(1), (b)(1)(E)]

On or about February 2, 2009, in Los Angeles County, within the Central District of California, defendant TERRY ESCOBEDO ADORNO, also known as "Pebbles," knowingly and intentionally possessed with intent to distribute hydrocodone, a Schedule III narcotic drug controlled substance.

COUNT NINE

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about February 3, 2009, in Los Angeles County, within the Central District of California, defendants RONNIE CABRERA, also known as "Weasel," and JESSE STEWART WILSON knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT TEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about February 7, 2009, in Los Angeles County, within the Central District of California, defendant ERNESTO RODRIGUEZ, also known as "Neto," knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a Schedule II controlled substance.

COUNT ELEVEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about February 10, 2009, in Los Angeles County, within the Central District of California, defendants THOMAS DAVID PARDO, JR., also known as ("aka") "Pelon," and DIANA MENDEZ, aka "Trina," knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT TWELVE

[21 U.S.C. §§ 841(a)(1), (b)(1)(B)]

On or about May 19, 2009, in Los Angeles County, within the Central District of California, defendant ERNESTO DURAN knowingly and intentionally possessed with intent to distribute at least 100 grams, that is, approximately 380.4 grams, of a mixture and substance containing a detectable amount of heroin, a schedule I narcotic drug controlled substance.

COUNT THIRTEEN

[21 U.S.C. §§ 841(a)(1), (b)(1)(C)]

On or about May 28, 2009, in Los Angeles County, within the Central District of California, defendants LEONARD CABRERA, also known as ("aka") "Moreno," RAMIRO MONTES, aka "Tubby," and ALBERT MILAN REYNOSO, aka "Stranger," knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance.

COUNT FOURTEEN

[18 U.S.C. § 924(c)(1)(A)(i)]

On or about April 4, 2007, in Los Angeles County, within the Central District of California, defendant GEORGE SALAZAR, also known as ("aka") "Jorge Salazar," aka "Danger," knowingly used and carried a firearm, namely, a loaded .38 caliber Smith and Wesson revolver handgun, bearing serial number 5228, during and in relation to, and possessed that firearm 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 FIFTEEN

[18 U.S.C. § 924(c) (1) (A) (i)]

On or about January 24, 2008, in Los Angeles County, within the Central District of California, defendant DAVID PADILLA, JR., also known as "Lil' Dreamer," knowingly used and carried a firearm, namely, a loaded .32 caliber Jennings semi-automatic handgun, bearing serial number 1173417, during and in relation to, and possessed that firearm 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 SIXTEEN

[18 U.S.C. § 922(g)(1)]

On or about February 29, 2010, in Los Angeles County, within the Central District of California, defendant THOMAS URIOSTE, also known as "Tommy-Gunz" ("URIOSTE"), knowingly possessed a firearm, namely, a Glock model 35, .40 S&W caliber semi-automatic pistol, bearing serial number KLS981, and ammunition, namely, three rounds of Winchester .40 S&W caliber ammunition, and four rounds of Hornady .40 S&W caliber ammunition, in and affecting interstate and foreign commerce.

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

1. Transportation or Sale of a Controlled Substance, in violation of California Health and Safety Code Section 11379(A), in the Superior Court of the State of California, County of Los Angeles, Case Number KA065293, on or about March 23, 2004;

2. Transportation or Sale of a Controlled Substance, in violation of California Health and Safety Code Section 11379(A), in the Superior Court of the State of California, County of Los Angeles, Case Number KA066206, on or about May 14, 2004;

3. False Personation of Another, in violation of California Penal Code Section 529, in the Superior Court of the State of California, County of Los Angeles, Case Number KA066146, on or about May 14, 2004.

COUNT SEVENTEEN

[18 U.S.C. § 924(c) (1) (A) (i)]

On or about March 18, 2010, in Los Angeles County, within the Central District of California, defendant LOUIS MARTINEZ, also known as "Luista," knowingly used and carried a firearm, namely, a Smith & Wesson chrome .38 caliber revolver, with an obliterated serial number, during and in relation to, and possessed that firearm in furtherance of, a drug trafficking crime, namely, the conspiracy to distribute narcotics set forth in Count Four of this Indictment, a violation of Title 21, United States Code, Section 846.

COUNT EIGHTEEN

[18 U.S.C. § 922(g) (1)]

On or about April 27, 2010, in Los Angeles County, within the Central District of California, defendant ANTHONY MORENO, also known as "Flaco" ("MORENO"), knowingly possessed ammunition, namely, 60 rounds of Winchester brand 12-gauge ammunition, two rounds of Fiocchi brand 12-gauge ammunition, one round of Federal brand 12-gauge ammunition, three rounds of Blazer brand 9mm ammunition, one round of "PMC" brand 9mm Luger caliber ammunition, 34 rounds of Speer brand .38 caliber ammunition, and five rounds of "CBC" brand .38 Special caliber ammunition, 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. Criminal Threats, in violation of California Penal Code Section 422, in the Superior Court of the State of California, County of Los Angeles, Case Number KA044180, on or about April 12, 1999;

2. Unlawful Possession of a Controlled Substance, in violation of California Health and Safety Code Section 11377(A), in the Superior Court of the State of California, County of Los Angeles, Case Number KA061566, on or about June 2, 2003.

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COUNT NINETEEN

[18 U.S.C. § 922(g)(1)]

On or about May 8, 2010, in Los Angeles County, within the Central District of California, defendant GEORGE SALAZAR, also known as ("aka") "Jorge Salazar," aka "Danger" ("SALAZAR"), knowingly possessed ammunition, namely, six rounds of .45 caliber ammunition with the headstamp "PMC," in and affecting interstate and foreign commerce.

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

1. Receive Known Stolen Property, in violation of California Penal Code Section 496(A), in the Superior Court of the State of California, County of Los Angeles, Case Number KA053265, on or about March 20, 2002;

2. Felon in Possession of a Firearm, in violation of California Penal Code Section 12021(A)(1), in the Superior Court of the State of California, County of Los Angeles, Case Number KA078706, on or about May 8, 2007.

COUNT TWENTY

[18 U.S.C. § 922(g) (1)]

On or about October 20, 2010, in Los Angeles County, within the Central District of California, defendant JESUS GAXIOLA ("J. GAXIOLA") possessed a firearm, namely, a .40 caliber Glock pistol, bearing serial number KDU874, in and affecting interstate and foreign commerce.

Such possession occurred after defendant J. GAXIOLA had been convicted of a felony punishable by a term of imprisonment exceeding one year, namely, Carry a Concealed Weapon in a Vehicle, in violation of California Penal Code Section 12025(a) (1), in the Superior Court of the State of California, County of Los Angeles, Case Number KA083761, on or about October 1, 2008.

COUNT TWENTY-ONE

[21 U.S.C. § 843(b)]

On or about November 12, 2008, in Los Angeles County, within the Central District of California, defendant ISRAEL LOZADA JR., also known as "Izzy," 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 100 grams of a mixture and substance containing a detectable amount of heroin, a schedule I narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

COUNT TWENTY-TWO

[21 U.S.C. § 843(b)]

On or about November 15, 2008, in Los Angeles County, within the Central District of California, defendant MANUEL ANAYA, also known as "Chino," 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 100 grams of a mixture and substance containing a detectable amount of heroin, a schedule I narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

COUNT TWENTY-THREE

[21 U.S.C. § 843(b)]

On or about January 31, 2009, in Los Angeles County, within the Central District of California, defendant JAVIER LEON, also known as "Silent," 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 100 grams of a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

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COUNT TWENTY-FOUR

[21 U.S.C. § 843(b)]

On or about February 10, 2009, in Los Angeles County, within the Central District of California, defendant ROSABEL RIOS, also known as "Traviesa," 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 100 grams of a mixture and substance containing a detectable amount of heroin, a Schedule I narcotic drug controlled substance, a violation of Title 21, United States Code, Section 846.

A TRUE BILL

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