

1 THOMAS E. MOSS  
2 UNITED STATES ATTORNEY  
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4 ASSISTANT UNITED STATES ATTORNEY  
5 DISTRICT OF IDAHO  
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7 877 WEST MAIN STREET, SUITE 201  
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U.S. Courts  
Rec'd \_\_\_\_\_ Filed \_\_\_\_\_

MAY 11 2004  
Cameron S. Burke  
Clerk, Idaho

13 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

14 UNITED STATES OF AMERICA, )

15 Plaintiff, )

16 vs. )

17 FRANCISCO J. CASTILLO-MACHUCA, )  
18 MARICELA CORTES-CASTILLO, and )  
19 CARLOS G. CASTILLO-CORTES, )

20 Defendants. )

**CR 04-0092-S-EJL**

Case No. \_\_\_\_\_

**INDICTMENT**

18 U.S.C. § 371  
18 U.S.C. § 1546(a)  
42 U.S.C. § 408(a)(7)(C)

21 **The Grand Jury charges:**

22 **COUNT ONE**

23 **Conspiracy**  
24 **18 U.S.C. § 371**

25 **THE CONSPIRACY AND ITS OBJECTS**

26 Beginning on a date uncertain, but approximately as early as March of 2003, and through the  
27 date of this Indictment, in the District of Idaho, the defendants, Francisco J. Castillo-Machuca,  
28 Maricela Cortes-Castillo, and Carlos G. Castillo-Cortes, knowingly and willfully conspired and

1 agreed together and with each other, and with other persons both known and unknown to the grand  
2 jury but not named herein, to commit offenses against the United States, that is,

- 3 a. the possession and transfer of forged, counterfeited and falsely made alien registration  
4 receipt cards, knowing that cards were forged, counterfeited and falsely made, in  
5 violation of Title 18, United States Code, Sections 1028 and 1546(a);
- 6 b. the possession with intent to sell and sale of counterfeit social security cards, knowing  
7 that the cards were forged, fraudulent, and falsely made, in violation of Title 42,  
8 United States Code, Section 408(a)(7)(C); and
- 9 c. the transfer of false identification documents purportedly issued by and under the  
10 authority of the United States, knowing that such identification card documents were  
11 false and produced without lawful authority, in violation of Title 18, United States  
12 Code, Section 1028(a)(2).

### 13 OVERT ACTS

14 In furtherance of the conspiracy and to effect the objects of the conspiracy, the following overt  
15 acts, among others, were committed in the District of Idaho:

16 On or about May 22, 2003, the defendant, Francisco J. Castillo-Machuca, spoke with an  
17 individual known to the grand jury regarding the purchase of counterfeit identification documents.  
18 Castillo-Machuca told the individual that the counterfeit identification documents would be ready on  
19 May 23, 2003, and cost \$100.

20 On or about May 23, 2003, an individual known to the grand jury drove to the residence of  
21 Francisco J. Castillo-Machuca and Maricela Cortes-Castillo, man and wife, 403 Poverty Flats Road,  
22 Jerome, Idaho, where Cortes-Castillo delivered one counterfeit social security card, as described in  
23 Count Three of this Indictment, to the individual. Cortes-Castillo instructed the individual to return  
24 to the residence after her husband (Castillo-Machuca) was scheduled to finish working to retrieve the  
25 previously-ordered fraudulent alien registration card. Later that afternoon, the individual returned to  
26 the residence and spoke with Cortes-Castillo, who delivered one counterfeit alien registration receipt  
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1 card, as described in Count Two of this Indictment, to the individual. The individual paid Cortes-  
2 Castillo the agreed upon price of \$100 for the counterfeit cards.

3 On or about September 27 and 30, 2003, an individual known to the grand jury spoke with  
4 Cortes-Castillo regarding the purchase of fraudulent identification documents and agreed to the  
5 purchase of the documents on September 30, 2003.

6 On or about September 30, 2003, the same individual met with Carlos G. Castillo-Cortes in  
7 Jerome, Idaho, and purchased for \$100 two counterfeit identification documents as described in  
8 Counts Four and Five of this Indictment.

9 On March 2, 2004, an individual known to the grand jury made contact with Francisco J.  
10 Castillo-Machuca and ordered six sets of counterfeit identification documents, which were to be  
11 delivered on March 2, 2004.

12 On March 2, 2004, the individual went to the Poverty Flats residence and met with  
13 Castillo-Machuca and Cortes-Castillo. The three then drove to a residence in Jerome, Idaho, where  
14 Castillo-Machuca asked to be dropped off and instructed the individual to return in an hour for the  
15 previously ordered identification documents. When the individual returned, Castillo-Machuca and  
16 Cortes-Castillo entered the vehicle and were driven to their residence. While driving,  
17 Castillo-Machuca gave the individual the six sets of documents, as described in Counts Six and  
18 Seven of the Indictment. The individual paid Castillo-Machuca \$600 for the documents.

19 All in violation of Title 18 United States Code, Section 371.

20 **COUNT TWO**

21 **False Immigration Documents**  
22 **18 U.S.C. § 1546(a)**

23 On or about May 23, 2003, in the District of Idaho, the defendant, Maricela Cortes-Castillo,  
24 did knowingly possess a forged, counterfeited and falsely made Alien Registration Receipt card  
25 bearing number A094428513, in the name of Franco-Silva, Arnald, knowing the card to have been  
26 forged, counterfeited and falsely made, in violation of Title 18, United States Code, Section 1546(a).  
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**COUNT SIX**

**False Immigration Documents  
18 U.S.C. §§ 1546(a), 2**

On or about March 2, 2004, in the District of Idaho, the defendants, Francisco J. Castillo-Machuca and Maricela Cortes-Castillo, did knowingly possess six (6) forged, counterfeited and falsely made Alien Registration Receipt cards,

bearing number A099 646 382, in the name of Hernandez-Martinez, Carlos,

bearing number A096 652 328, in the name of Resendiz-Mora, Jose,

bearing number A094 866 326, in the name of Ramirez-Salgado, Juan,

bearing number A094 408 422, in the name of Hernandez-Luna, Omar,

bearing number A092 868 336, in the name of Campos-Amezcuca, Roberto, and

bearing number A093 383 206, in the name of Gonzalez-Lopez, Tomas,

knowing the cards to have been forged, counterfeited and falsely made, in violation of Title 18, United States Code, Sections 1546(a) and 2.

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**COUNT SEVEN**

**Sale of Fraudulent Social Security Card  
42 U.S.C. § 408(a)(7)(C)**

On or about March 2, 2004, in the District of Idaho, defendants, Francisco J. Castillo-Machuca and Maricela Cortes-Castillo, did knowingly possess with intent to sell and did sell, six (6) counterfeit Social Security cards, that is, Social Security cards

in the name of Carlos Hernandez Martinez, bearing number 518-28-3409,

in the name of Jose Resendiz Mora, bearing number 519-42-0833,

in the name of Juan Ramirez Salgado, bearing number 519-49-3289,

in the name of Omar Hernandez Luna, bearing number 518-22-3402,

in the name of Roberto Campos Amezcuca, bearing number 518-48-6430, and

in the name of Tomas Gonzalez Lopez, bearing number 528-48-6606,

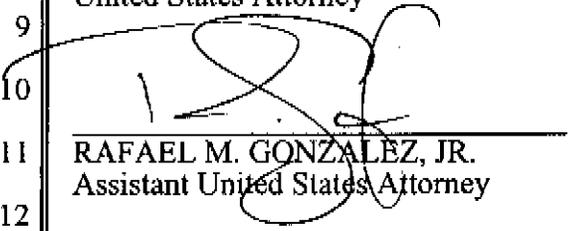
1 knowing that the cards were forged, fraudulent, and falsely made, in violation of Title 42, United  
2 States Code, Section 408(a)(7)(C) and Title 18, United States Code, Section 2.

3 DATED this 11<sup>th</sup> day of May, 2004.

4 **A TRUE BILL:**

5  
6 Kristine J. Crawford  
7 FOREPERSON

8 THOMAS E. MOSS  
9 United States Attorney

10   
11 RAFAEL M. GONZALEZ, JR.  
12 Assistant United States Attorney

13 rmg\indict.fcm.wpd

# CRIMINAL COVERSHEET

DEFENDANT'S NAME: Francisco J. Castillo-Machuca

Juvenile: No

DEFENSE ATTORNEY:

Service

Address

Type: Warrant/ SECRET

Telephone No.:

Interpreter: Yes

INVESTIGATING

If yes, language: Spanish

AGENCY & AGENT:

Richard Sanford  
DHS  
(208) 734-4390

CR 04-0092-S-EJL

**CASE INFORMATION:** (List any miscellaneous, magistrate, CVB or other related defendants/case numbers.)

## CRIMINAL CHARGING INFORMATION

<input type="checkbox"/> Complaint	<input checked="" type="checkbox"/> Indictment	<input type="checkbox"/> Information	<input type="checkbox"/> Superseding Indictment
<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Class A Misdemeanor	<input type="checkbox"/> Class B or C Misdemeanor (Petty Offense)	
County of Offense: <u>Jerome</u>		Estimated Trial Time: <u>5 Days</u>	

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
18 U.S.C. § 371	1	Conspiracy	Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment
18 U.S.C. § 1546	6	False Immigration Documents	Max. 10 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment
42 U.S.C. § 408(a)(7)(C)	7	Sale of Fraudulent Social Security Card	Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment

Date: May \_\_, 2004

AUSA: Rafael M. Gonzalez, Jr.  
Telephone No.: (208) 334-1211

**CRIMINAL COVERSHEET**

DEFENDANT'S NAME: Maricella Cortes-Castillo

Juvenile: No

DEFENSE ATTORNEY:

Service

Type: Warrant/ SECRET

Address

Interpreter: Yes

If yes, language: Spanish

Telephone No.:

INVESTIGATING

AGENCY & AGENT:

Richard Sanford

DHS

(208) 734-4390

**CR 04 - 0092 - S - EJM**

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<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Class A Misdemeanor	<input type="checkbox"/> Class B or C Misdemeanor (Petty Offense)	
County of Offense: <u>Jerome</u>		Estimated Trial Time: <u>5 Days</u>	

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
18 U.S.C. § 371	1	Conspiracy	Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment
18 U.S.C. § 1546	2, 4, 6	False Immigration Documents	Max. 10 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment - each count
42 U.S.C. § 408(a)(7)(C)	3, 5, 7	Sale of Fraudulent Social Security Card	Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment - each count

Date: May \_\_\_\_, 2004

AUSA: Rafael M. Gonzalez, Jr.   
Telephone No.: (208) 334-1211

**CRIMINAL COVERSHEET**

DEFENDANT'S NAME: Carlos G. Castillo-Cortes

Juvenile: No

DEFENSE ATTORNEY:

Service

Type: Warrant/ SECRET

Address

Interpreter: Yes

If yes, language: Spanish

Telephone No.:

INVESTIGATING

AGENCY & AGENT:

Richard Sanford

DHS

(208) 734-4390

**CR 04 - 0092 - S - E JL**

**CASE INFORMATION:** (List any miscellaneous, magistrate, CVB or other related defendants/case numbers.)

**CRIMINAL CHARGING INFORMATION**

Complaint       Indictment       Information       Superseding Indictment  
 Felony       Class A Misdemeanor       Class B or C Misdemeanor (Petty Offense)  
 County of Offense: Jerome      Estimated Trial Time: 5 Days

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
18 U.S.C. § 371	1	<i>Conspiracy</i>	<i>Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment</i>
18 U.S.C. § 1546	4	<i>False Immigration Documents</i>	<i>Max. 10 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment</i>
42 U.S.C. § 408(a)(7)(C)	5	<i>Sale of Fraudulent Social Security Card</i>	<i>Max. 5 yrs. prison and/or \$250,000 fine; 3 yrs. supervised release; \$100 special assessment</i>

Date: May \_\_, 2004

AUSA: Rafael M. Gonzalez,   
 Telephone No.: (208) 334-1211