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U.S. COURTS
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CAMERON S. BURKE
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6 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

9 UNITED STATES OF AMERICA,)

10 Plaintiff,)

11 vs.)

12 ALFREDO NUNO; MARIA NUNO
13 a.k.a. MARIA KARGER, a.k.a. MARIA
14 GARCIA; and ENRIQUE GALLEGOS,)

14 Defendants.)

Case No. CR-02-232-F-BLW

SUPERSEDING INDICTMENT

21 U.S.C. § 841(a)(1)
18 U.S.C. § 1956(a)(1)(B)(i)
18 U.S.C. § 2

15 **The Grand Jury charges:**

17 **COUNT ONE**
18 **CONSPIRACY TO POSSESS/DISTRIBUTE A CONTROLLED SUBSTANCE**
19 **(21 U.S.C. §§ 846, 841(a)(1))**

20 From an unknown date, but at least between and including the dates of December, 1997, and
21 January, 2000, within the District of Idaho and elsewhere, the defendants herein, **ALFREDO**
22 **NUNO, MARIA NUNO, a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA, and ENRIQUE**
23 **GALLEGOS**, did knowingly and intentionally combine, conspire, confederate and agree with each
24 other and with other persons both known and unknown to the Grand Jury to possess with the intent
25 to distribute and distribute controlled substances including 50 kilograms, or more specifically 680
26 kilograms, or more of a mixture or substance containing a detectable amount of marijuana, a
27 schedule I controlled substance, and additionally, **ALFREDO NUNO** was an organizer or leader of
28 this criminal activity which involved five or more participants in violation of Title 21, United States
Code, Sections, 846 and 841(a)(1).

13

1 **1. Objects of the Conspiracy**

2 The objects of this criminal conspiracy include the following:

- 3 a. To obtain and possess large quantities of controlled substances for distribution;
- 4 b. To reap the profits from the sale of these controlled substances; and/or
- 5 c. To do the above without detection by law enforcement authorities.

6 **2. Means and Methods of the Conspiracy**

7 Among the means and methods by which the conspirators conducted and participated in

8 the criminal conspiracy are the following:

9 The conspirators obtained marijuana.

10 The conspirators directly took part in the transporting, storing, and distributing of

11 marijuana or made arrangements and directed its transportation, storage and distribution.

12 The conspirators laundered the proceeds of their illegal drug activity and directed the

13 laundering thereof by directing such proceeds be transferred via electronic means for the purpose

14 of disguising the origins of the money and promoting further illegal activity.

15 **3. Acts in Furtherance of the Conspiracy**

16 In furtherance of the criminal conspiracy and to effect the objects thereof, in the District of

17 Idaho and elsewhere and on or about the dates set forth below, the defendants and other associates

18 and/or coconspirators, both known and unknown to the Grand Jury, committed and/or caused to be

19 committed acts in furtherance of the conspiracy, including, but not limited to, the following:

20 **(a) Acts Category No. 1 -**

21 Between on or about December 1997, and May, 1999, within Bannock County, in the

22 District of Idaho, and elsewhere the defendants, **ALFREDO NUNO and MARIA**

23 **NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and

24 intentionally possess with intent to distribute 50 kilograms or more of marijuana, and did

25 supply this marijuana to individuals including **ENRIQUE GALLEGOS**, and others with

26 the direction that these individuals were to distribute the marijuana and return the

27 proceeds thereof.

28 **(b) Acts Category No 2 - 4**

1 On or about December 10, 1997 through December 20, 1997, **ALFREDO NUNO** and
 2 **MARIA NUNO, a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** knowingly directed
 3 payment and/or received proceeds of distribution of controlled substances an unlawful
 4 activity, all from the District of Idaho, into Arizona, or aided and abetted the same as
 5 follows:
 6

7 OVERT	TRANSACTION	AMOUNT	FROM	TO
8 ACT	DATE			
2	12/10/97	\$750.00	Kevin Tan	Maria Karger
3	12/10/97	\$750.00	Kevin Tan	Alfredo Nuno
4	12/20/97	\$900.00	Kevin Tan	Alfredo Nuno

10 (c) Acts Category No 5 - 11

11 On or about December 19, 1997 through May 11, 1999, **ALFREDO NUNO** and **MARIA**
 12 **NUNO, a.k.a. MARIA KARGER a.k.a. MARIA GARCIA**, knowingly directed payment and/or
 13 received proceeds of distribution of controlled substances an unlawful activity, all from the District
 14 of Idaho into Arizona and Nevada, or aided and abetted the same as follows:
 15

16 OVERT	TRANSACTION	AMOUNT	FROM	TO	LOCATION
17 ACT	DATE				
5	12/19/97	\$2,000.00	Enrique Gallegos	Maria Garcia	Tucson, AZ
6	3/25/98	\$200.00	Enrique Gallegos	Maria Karger	Jackpot, NV
7	4/13/98	\$750.00	Enrique Gallegos	Alfredo Nuno	Tucson, AZ
8	4/13/98	\$750.00	Enrique Gallegos	David	Tucson, AZ
9	7/14/99	\$500.00	Enrique Gallegos	Belmonte	Maria Karger Tucson, AZ
10	9/16/98	\$200.00	Enrique Gallegos	Maria Karger	Tucson, AZ
11	5/11/99	\$750.00	Enrique Gallegos	Maria Karger	Las Vegas, NV
			Gallegos		

27 (d) Acts Category No 12 - 19

1 On or about May 19, 1998 through September 27, 1998, **ALFREDO NUNO and MARIA**
 2 **NUNO, a.k.a. MARIA KARGER a.k.a. MARIA GARCIA**, knowingly directed payment and/or
 3 received proceeds of distribution of controlled substances an unlawful activity, all from the District
 4 of Idaho, into Arizona, or aided and abetted the same as follows:

5 OVERT	TRANSACTION	AMOUNT	FROM	TO
6 ACT	DATE			
7 12	5/19/98	\$800.00	Sherri Guerrero	Adrian Rojas
13	6/15/98	\$719.00	John Davis	Maria Nuno
8 14	6/15/98	\$719.00	John Davis	Alfredo Nuno
9 15	6/22/98	\$982.00	Juanita Guerrero	Alfredo Nuno
16	7/17/98	\$1,217.00	John Davis	Alfredo Nuno
17	7/22/98	\$800.00	Jen Hess	Alfredo Nuno
10 18	7/22/98	\$800.00	Juanita Guerrero	Alfredo Nuno
11 19	9/27/98	\$296.00	Juanita Guerrero	Alfredo Nuno

12 (e) Acts Category No 20 - 23

13 On or about May 4, 1998, through July 2, 1998, **ALFREDO NUNO and MARIA NUNO**
 14 **a.k.a. MARIA KARGER a.k.a. MARIA GARCIA**, knowingly directed payments for the
 15 distribution of controlled substances an unlawful activity, all from the District of Idaho, into Bank
 16 of Commerce Account Number 08-1708003873, belonging to the defendants, or aided and abetted
 17 the same as follows:

18 OVERT ACT	TRANSACTION DATE	AMOUNT
19 20	5/4/98	\$2300
20 21	5/19/98	\$2500 \$3600 ^{WA NK}
21 22	6/12/98	\$2500
22 23	7/2/98	\$800

23 (f) Acts Category No. 24

24 Between on or about January, 2000, and March, 2000, within Bannock County, in the
 25 District of Idaho, and elsewhere the defendant, **ALFREDO NUNO** contacted Johnny
 26 Guerrero and told Mr. Guerrero that if the authorities asked about money paid by Mr.
 27 Guerrero or his wife Maria to the Nunos, the Guerreros were to say it was payment for
 28 furniture they had purchased.

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COUNT TWO

**LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

On or about December 10, 1997, in the District of Idaho, defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA**, did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: a Western Union Money Wire Transfer in the amount of \$750 from Kevin Tan, in Idaho, to Maria Karger in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$750, represented the proceeds of some form of unlawful activity, or aided and abetted in the same, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2. (*See* Conspiracy Acts Category No. 2).

COUNT THREE

**LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

On or about December 10, 1997, in the District of Idaho, defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: a Western Union Money Wire Transfer in the amount of \$750 from Kevin Tan, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$750, represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and which the defendants knew or believed were the proceeds of or were intended to promote the

1 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
2 (See Conspiracy Acts Category No. 3).

3 **COUNT FOUR**

4 **LAUNDERING OF MONETARY INSTRUMENTS**
5 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

6 On or about December 20, 1997, in the District of Idaho, defendants **ALFREDO NUNO**
7 **and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
8 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
9 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$900 from Kevin
10 Tan, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a specified
11 unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of
12 specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting
13 and attempting to conduct such financial transaction the defendants knew that the property
14 involved in the financial transaction, that is monetary instruments in the amount of \$900,
15 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
16 which the defendants knew or believed were the proceeds of or were intended to promote the
17 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
18 (See Conspiracy Acts Category No. 4).

19 **COUNT FIVE**

20 **LAUNDERING OF MONETARY INSTRUMENTS**
21 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

22 On or about December 19, 1997, in the District of Idaho, defendants **ALFREDO NUNO**
23 **and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
24 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
25 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$2000 from Enrique
26 Gallegos, in Idaho, to Maria Garcia in Tucson, Arizona, which involved the proceeds of a
27 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
28 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
conducting and attempting to conduct such financial transaction the defendants knew that the

1 property involved in the financial transaction, that is monetary instruments in the amount of
2 \$2000, represented the proceeds of some form of unlawful activity, or aided and abetted in the
3 same, and which the defendants knew or believed were the proceeds of or were intended to
4 promote the unlawful activity, in violation of Title 18, United States Code, Sections
5 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 5).

6 **COUNT SIX**

7 **LAUNDERING OF MONETARY INSTRUMENTS**
8 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

9 On or about March 25, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
10 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
11 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
12 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$200 from Enrique
13 Gallegos, in Idaho, to Maria Karger in Jackpot, Nevada, which involved the proceeds of a
14 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
15 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
16 conducting and attempting to conduct such financial transaction the defendants knew that the
17 property involved in the financial transaction, that is monetary instruments in the amount of \$200,
18 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
19 which the defendants knew or believed were the proceeds of or were intended to promote the
20 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
21 (See Conspiracy Acts Category No. 6).

22 **COUNT SEVEN**

23 **LAUNDERING OF MONETARY INSTRUMENTS**
24 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

25 On or about April 13, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
26 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
27 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
28 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$750 from Enrique
Gallegos, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a

1 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
2 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
3 conducting and attempting to conduct such financial transaction the defendants knew that the
4 property involved in the financial transaction, that is monetary instruments in the amount of
5 \$750, represented the proceeds of some form of unlawful activity, or aided and abetted in the
6 same, and which the defendants knew or believed were the proceeds of or were intended to
7 promote the unlawful activity, in violation of Title 18, United States Code, Sections
8 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 7).

9 **COUNT EIGHT**

10 **LAUNDERING OF MONETARY INSTRUMENTS**
11 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

12 On or about April 13, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
13 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
14 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
15 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$750 from Enrique
16 Gallegos, in Idaho, to David Belmonte in Tucson, Arizona, which involved the proceeds of a
17 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
18 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
19 conducting and attempting to conduct such financial transaction the defendants knew that the
20 property involved in the financial transaction, that is monetary instruments in the amount of \$750,
21 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
22 which the defendants knew or believed were the proceeds of or were intended to promote the
23 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
24 (See Conspiracy Acts Category No. 8).

25 **COUNT NINE**

26 **LAUNDERING OF MONETARY INSTRUMENTS**
27 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

28 On or about July 14, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA did knowingly and

1 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
2 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$500 from Enrique
3 Gallegos, in Idaho, to Maria Karger in Tucson, Arizona, which involved the proceeds of a
4 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
5 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
6 conducting and attempting to conduct such financial transaction the defendants knew that the
7 property involved in the financial transaction, that is monetary instruments in the amount of
8 \$500, represented the proceeds of some form of unlawful activity, or aided and abetted in the
9 same, and which the defendants knew or believed were the proceeds of or were intended to
10 promote the unlawful activity, in violation of Title 18, United States Code, Sections
11 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 9).

12 **COUNT TEN**

13 **LAUNDERING OF MONETARY INSTRUMENTS**
14 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

15 On or about September 16, 1998, in the District of Idaho, defendants **ALFREDO NUNO**
16 **and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
17 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
18 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$200 from Enrique
19 Gallegos, in Idaho, to Maria Karger in Tucson, Arizona, which involved the proceeds of a
20 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
21 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
22 conducting and attempting to conduct such financial transaction the defendants knew that the
23 property involved in the financial transaction, that is monetary instruments in the amount of \$200,
24 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
25 which the defendants knew or believed were the proceeds of or were intended to promote the
26 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
27 (See Conspiracy Acts Category No. 10).
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COUNT ELEVEN

LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)

On or about May 11, 1999, in the District of Idaho, defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: a Western Union Money Wire Transfer in the amount of \$750 from Enrique Gallegos, in Idaho, to Maria Karger in Las Vegas, Nevada, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$750, represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and which the defendants knew or believed were the proceeds of or were intended to promote the unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 11).

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COUNT TWELVE

LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)

On or about May 19, 1998, in the District of Idaho, defendants **ALFREDO NUNO and MARJA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: a Western Union Money Wire Transfer in the amount of \$800 from Sherri Guerrero, in Idaho, to Adrian Rojas in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$800, represented the proceeds of some form of unlawful activity, or aided and abetted in the

1 same, and which the defendants knew or believed were the proceeds of or were intended to
2 promote the unlawful activity, in violation of Title 18, United States Code, Sections
3 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 12).

4 **COUNT THIRTEEN**

5 **LAUNDERING OF MONETARY INSTRUMENTS**
6 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

7 On or about June 15, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
8 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
9 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
10 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$719 from John
11 Davis, in Idaho, to Maria Nuno in Tucson, Arizona, which involved the proceeds of a specified
12 unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of
13 specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting
14 and attempting to conduct such financial transaction the defendants knew that the property
15 involved in the financial transaction, that is monetary instruments in the amount of \$719,
16 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
17 which the defendants knew or believed were the proceeds of or were intended to promote the
18 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
19 (See Conspiracy Acts Category No. 13).

20 **COUNT FOURTEEN**

21 **LAUNDERING OF MONETARY INSTRUMENTS**
22 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

23 On or about June 15, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
24 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
25 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
26 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$719 from John
27 Davis, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a specified
28 unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of
specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting

1 and attempting to conduct such financial transaction the defendants knew that the property
2 involved in the financial transaction, that is monetary instruments in the amount of \$719,
3 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
4 which the defendants knew or believed were the proceeds of or were intended to promote the
5 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
6 (See Conspiracy Acts Category No. 14).

7 **COUNT FIFTEEN**

8 **LAUNDERING OF MONETARY INSTRUMENTS**
9 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

10 On or about June 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
11 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
12 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
13 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$982 from Juanita
14 Guerrero, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a
15 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
16 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
17 conducting and attempting to conduct such financial transaction the defendants knew that the
18 property involved in the financial transaction, that is monetary instruments in the amount of \$982,
19 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
20 which the defendants knew or believed were the proceeds of or were intended to promote the
21 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
22 (See Conspiracy Acts Category No. 15).

23 **COUNT SIXTEEN**

24 **LAUNDERING OF MONETARY INSTRUMENTS**
25 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

26 On or about July 17, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
27 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
28 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
commerce, to wit: a Western Union Money Wire Transfer in the amount of \$1217 from John

1 Davis, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a specified
2 unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of
3 specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting
4 and attempting to conduct such financial transaction the defendants knew that the property
5 involved in the financial transaction, that is monetary instruments in the amount of \$1217,
6 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
7 which the defendants knew or believed were the proceeds of or were intended to promote the
8 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
9 (*See* Conspiracy Acts Category No. 16).

10 **COUNT SEVENTEEN**

11 **LAUNDERING OF MONETARY INSTRUMENTS**
12 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

13 On or about July 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**
14 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly and
15 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
16 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$800 from Jen Hess,
17 in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a specified
18 unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of
19 specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting
20 and attempting to conduct such financial transaction the defendants knew that the property
21 involved in the financial transaction, that is monetary instruments in the amount of \$800,
22 represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and
23 which the defendants knew or believed were the proceeds of or were intended to promote the
24 unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
25 (*See* Conspiracy Acts Category No. 17).

26 **COUNT EIGHTEEN**

27 **LAUNDERING OF MONETARY INSTRUMENTS**
28 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

On or about July 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO and**

1 **MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and
2 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
3 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$800 from Juanita
4 Guerrero, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a
5 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
6 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
7 conducting and attempting to conduct such financial transaction the defendants knew that the
8 property involved in the financial transaction, that is monetary instruments in the amount of
9 \$800, represented the proceeds of some form of unlawful activity, or aided and abetted in the
10 same, and which the defendants knew or believed were the proceeds of or were intended to
11 promote the unlawful activity, in violation of Title 18, United States Code, Sections
12 1956(a)(1)(A)(i) and 2. (*See* Conspiracy Acts Category No. 18).

13 **COUNT NINETEEN**

14 **LAUNDERING OF MONETARY INSTRUMENTS**
15 **(18 U.S.C. § 1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

16 On or about September 27, 1998, in the District of Idaho, defendants **ALFREDO NUNO**
17 **and MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and
18 willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign
19 commerce, to wit: a Western Union Money Wire Transfer in the amount of \$296 from Juanita
20 Guerrero, in Idaho, to Alfredo Nuno in Tucson, Arizona, which involved the proceeds of a
21 specified unlawful activity, that is the delivery of marijuana, with the intent to promote the
22 carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while
23 conducting and attempting to conduct such financial transaction the defendants knew that the
24 property involved in the financial transaction, that is monetary instruments in the amount of
25 \$296, represented the proceeds of some form of unlawful activity, or aided and abetted in the
26 same, and which the defendants knew or believed were the proceeds of or were intended to
27 promote the unlawful activity, in violation of Title 18, United States Code, Sections
28 1956(a)(1)(A)(i) and 2. (*See* Conspiracy Acts Category No. 19).

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COUNT TWENTY

LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. §1956(a)(1)(A)(i), and 18 U.S.C. § 2)

On or about May 4, 1998, in the District of Idaho, defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: directing the deposit \$2300 into Bank of Commerce Account Number 08-1708003873, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$2300, represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and which the defendants knew or believed were the proceeds of or were intended to promote the unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 20).

COUNT TWENTY-ONE

LAUNDERING OF MONETARY INSTRUMENTS
(18 U.S.C. §1956(a)(1)(A)(i), and 18 U.S.C. § 2)

On or about May 19, 1998, in the District of Idaho, defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and willfully conduct and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit: directing the deposit \$3600 into Bank of Commerce Account Number 08-1708003873, which involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of marijuana, and that while conducting and attempting to conduct such financial transaction the defendants knew that the property involved in the financial transaction, that is monetary instruments in the amount of \$3600, represented the proceeds of some form of unlawful activity, or aided and abetted in the same, and which the defendants knew or believed were the proceeds of or were intended to promote the unlawful activity, in violation of Title 18,

1 United States Code, Sections 1956(a)(1)(A)(i) and 2. (*See* Conspiracy Acts Category No. 21).

2 COUNT TWENTY-TWO

3 **LAUNDERING OF MONETARY INSTRUMENTS**
4 **(18 U.S.C. §1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

5 On or about June 12, 1998, in the District of Idaho, defendants **ALFREDO NUNO and MARIA**
6 **NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and willfully conduct
7 and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit:
8 directing the deposit \$2500 into Bank of Commerce Account Number 08-1708003873, which
9 involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the
10 intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of
11 marijuana, and that while conducting and attempting to conduct such financial transaction the
12 defendants knew that the property involved in the financial transaction, that is monetary
13 instruments in the amount of \$2500, represented the proceeds of some form of unlawful activity,
14 or aided and abetted in the same, and which the defendants knew or believed were the proceeds of
15 or were intended to promote the unlawful activity, in violation of Title 18, United States Code,
16 Sections 1956(a)(1)(A)(i) and 2. (*See* Conspiracy Acts Category No. 22).

17 COUNT TWENTY-THREE

18 **LAUNDERING OF MONETARY INSTRUMENTS**
19 **(18 U.S.C. §1956(a)(1)(A)(i), and 18 U.S.C. § 2)**

20 On or about July 2, 1998, in the District of Idaho, defendants **ALFREDO NUNO and MARIA**
21 **NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA** did knowingly and willfully conduct
22 and attempt to conduct a financial transaction affecting interstate and foreign commerce, to wit:
23 directing the deposit \$800 into Bank of Commerce Account Number 08-1708003873, which
24 involved the proceeds of a specified unlawful activity, that is the delivery of marijuana, with the
25 intent to promote the carrying on of specified unlawful activity, to wit: the further delivery of
26 marijuana, and that while conducting and attempting to conduct such financial transaction the
27 defendants knew that the property involved in the financial transaction, that is monetary
28 instruments in the amount of \$800, represented the proceeds of some form of unlawful activity, or
aided and abetted in the same, and which the defendants knew or believed were the proceeds of or

1 were intended to promote the unlawful activity, in violation of Title 18, United States Code,
2 Sections 1956(a)(1)(A)(i) and 2. (See Conspiracy Acts Category No. 22).

3 **COUNTS TWENTY-FOUR TO FORTY-TWO**

4 **INTERSTATE AND FOREIGN TRAVEL OR TRANSPORTATION IN AID OF**
5 **RACKETEERING ENTERPRISES**
6 **(18 U.S.C. § 1952(a)(1))**

7 On or about the dates set forth below, in the District of Idaho and elsewhere,
8 the defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER a.k.a.**
9 **MARIA GARCIA** did use a facility in interstate commerce, to wit: Western Union Wire Service,
10 with intent to distribute the proceeds of an unlawful activity, said unlawful activity being a
11 conspiracy to distribute marijuana, all in violation of Title 18, United States Code, Section 1952.

11	COUNT	DATE	AMOUNT	TO	FROM	See ACT
12						CATEGORY
13						NO.
14	24	12/10/97	\$750	Arizona	Idaho	2
15	25	12/10/97	\$750	Arizona	Idaho	3
16	26	12/20/97	\$900	Arizona	Idaho	4
17	27	12/19/97	\$2000	Arizona	Idaho	5
18	28	3/25/98	\$200	Nevada	Idaho	6
19	29	4/13/98	\$750	Arizona	Idaho	7
20	30	4/13/98	\$750	Arizona	Idaho	8
21	31	7/14/98	\$500	Arizona	Idaho	9
22	32	9/16/98	\$200	Arizona	Idaho	10
23	33	5/11/99	\$750	Nevada	Idaho	11
24	34	5/19/98	\$800	Arizona	Idaho	12
25	35	6/15/98	\$719	Arizona	Idaho	13
26	36	6/15/98	\$719	Arizona	Idaho	14
27	37	6/22/98	\$982	Arizona	Idaho	15
28	38	7/17/98	\$1217	Arizona	Idaho	16
	39	7/22/98	\$800	Arizona	Idaho	17
	40	7/22/98	\$800	Arizona	Idaho	18

COUNT FORTY-THREE**STRUCTURING TRANSACTIONS TO AVOID REPORTING REQUIREMENTS
(31 U.S.C. § 5324(3) and 18 U.S.C. § 2)**

On or about May 28, 1998, in the District of Idaho, the defendants, the defendants **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA**, did knowingly and willfully and for the purpose of evading the reporting requirements of section 5313(a) of Title 31, United States Code, and the regulations promulgated thereunder, structure, assist in structuring, or attempt to structure and assist in structuring, the partial payment of the purchase of 830 Fremont, Pocatello, Idaho, with a domestic financial institution, and did so while violating another law of the United States, all in violation of Title 31, United States Code, Sections 5324(3) and 5322(b); Title 31, Code of Federal Regulations, Section 103.11; and Title 18, United States Code, Section 2.

COUNT FORTY-FOUR**DRUG FORFEITURE
(21 U.S.C. § 853)**

As a result of the violations of 21 U.S.C. §§ 841(a)(1) and 846, as charged in Count One of the Indictment, the defendants, **ALFREDO NUNO and MARIA NUNO a.k.a. MARIA KARGER a.k.a. MARIA GARCIA**, shall forfeit to the United States any and all property, real and personal, tangible and intangible, constituting or derived from any proceeds the said defendants obtained directly or indirectly as a result of the foregoing offenses; and any and all property, real and personal, tangible and intangible, used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the foregoing offenses; as to which property the defendants are jointly and severally liable; these interests include, but are not limited to, the defendants' interests in the following property:

- A. Cash Proceeds: At least \$33,900 in United States currency and all interest and proceeds traceable thereto, in that such sum in aggregate is property which constituted proceeds of the charged offenses, or was received in exchange for the distribution of controlled substances, and was subsequently expended, spent, distributed or otherwise

1 disposed of by the defendants.

2 **SUBSTITUTE ASSETS**

3 If any of the properties and interests described above as being subject to forfeiture, as a result
4 of any act or omission of the defendants:

- 5 1. Cannot be located upon the exercise of due diligence;
6 2. Has been transferred or sold to, or deposited with, a third person;
7 3. Has been placed beyond the jurisdiction of the court;
8 4. Has been substantially diminished in value; or
9 5. Has been commingled with other property which cannot be subdivided without difficulty;

10 it is the intention of the United States, pursuant to 21 U.S.C. § 853 (p) to seek forfeiture of any other
11 property of the said defendants up to the value of the forfeitable properties and interests herein. All
12 pursuant to 21 U.S.C. § 853.

13 **PART II - SENTENCING AGGRAVATORS**

14 From an unknown date, but at least between and including the dates of December, 1997, and
15 January, 2000, within the District of Idaho and elsewhere, the defendant, ALFREDO NUNO , in the
16 commission of the offenses alleged in this Indictment, was an organizer or leader of this criminal
17 activity which involved five or more participants, for which the defendant's offense level will be
18 enhanced pursuant to §3B1.1(a) of the United States Sentencing Guidelines.

19 DATED this 24 day of August, 2004.

20
21 **A TRUE BILL:**

22 
23 FOREPERSON

24 THOMAS E. MOSS
United States Attorney

25 By:

26 
27 MICHAEL J. FICA
Assistant United States Attorney

CRIMINAL COVERSHEET

DEFENDANT'S NAME: Alfredo Nuno
 DEFENDANT'S STREET ADDRESS:

DEFENSE ATTORNEY:
 Address

Telephone No.:

INVESTIGATING AGENCY & AGENT: Gary Peters
 IRS
 Boise, Idaho

Juvenile: No U.S. COURTS

Service: GRAND JURY Warrant
 Type: Non-Secret/Notice

Interpreter: No
 If yes, language: SPANISH

Address: CAMERON S. J. 3000
IDAHO

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: Bannock Estimated Trial Time: 5 days

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
21 U.S.C. §§ 846, 841(a)(1)(A)	1	<i>Conspiracy to Possess/Distribute a Controlled Substance</i>	<i>From 10 years to life imprisonment and/or \$4,000,000 fine, 7 years supervised release, and \$100 special assessment</i> MF
18 U.S.C. §§ 1956(a)(1)(A)(i) and 2	2-23	<i>Laundering of Monetary Instruments</i>	<i>Up to 20 years incarceration and/or \$500,000 fine; 5 years supervised release. and \$100 special assessment on each count</i> MF
18 U.S.C. § 1952(a)(1)	24-42	<i>Interstate and Foreign Travel or Transportation in Aid of Racketeering Enterprises</i>	<i>Up to 5 years incarceration and/or a fine of \$250,000; 3 years supervised release; and \$100 special assessment on each count</i> MF

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
31 U.S.C. § 5324(3)	43	Structuring Transactions to Avoid Reporting Requirements	Up to 5 years incarceration and/or a fine of \$250,000; 3 years supervised release; and \$100 special assessment
21 U.S.C. § 853	44	Drug Forfeiture	

Date: August 24, 2004

AUSA: Michael J. Fica
Telephone No.: (208) 478-4166

CRIMINAL COVERSHEET

DEFENDANT'S NAME: Maria Karger-Nuno
 DEFENDANT'S STREET ADDRESS:

DEFENSE ATTORNEY: Kelly Kumm
 Address: 1305 E. Center Street
 Pocatello, ID 83201
 Telephone No.: 208-232-2880

INVESTIGATING AGENCY & AGENT: Gary Peters
 IRS
 Boise, Idaho

Juvenile: **No**

Service: **ON REAR PAROLE**
 Type: **Non-Secret/Notice**

Interpreter: **No**
 If yes, language:

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: Bannock Estimated Trial Time: 5 days

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES (Include Supervised Release and Special Assessments)
21 U.S.C. §§ 846, 841(a)(1)	1	Conspiracy to Possess/Distribute a Controlled Substance	From 10 years to life imprisonment and/or \$4,000,000 fine, five years supervised release, and \$100 special assessment
18 U.S.C. §§ 1956(a)(1)(A)(i) and 2	2-23	Laundering of Monetary Instruments	Up to 20 years incarceration and/or \$500,000 fine; 5 years supervised release. and \$100 special assessment on each count
18 U.S.C. § 1952(a)(1)	24-42	Interstate and Foreign Travel or Transportation In Aid of Racketeering Enterprises	Up to 5 years incarceration and/or a fine of \$250,000; 3 years supervised release; and \$100 special assessment on each count

TITLE/SECTION	COUN	BRIEF DESCRIPTION	PENALTIES <i>(Include Supervised Release and Special Assessments)</i>
31 U.S.C. § 5324(3)	43	Structuring Transactions to Avoid Reporting Requirements	Up to 5 years Incarceration and/or a fine of \$250,000; 3 years supervised release; and \$100 special assessment
21 U.S.C. § 853	44	Drug Forfeiture	

Date: August 24, 2004

AUSA: Michael J. Fica
Telephone No.: (208) 478-4166

CRIMINAL COVERSHEET

DEFENDANT'S NAME: Enrique Gallegos

Juvenile: No Yes

DEFENDANT'S STREET ADDRESS:

Service: Secret Non-Secret

Type: Summons Non-Secret/Summons

DEFENSE ATTORNEY: Ken Lyons
 Address: 602 S. 5th Avenue
 Pocatello, Idaho
 Telephone No.: 208-233-1240

Interpreter: Yes

If yes, language: English Spanish Other

INVESTIGATING AGENCY & AGENT: Gary Peters
 IRS
 Boise, Idaho

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: Bannock Estimated Trial Time: 5 days

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES (Include Supervised Release and Special Assessments)
21 U.S.C. §§ 846, 841(a)(1)(A)	1	Conspiracy to Possess/Distribute a Controlled Substance	From 10 years to life imprisonment and/or \$4,000,000 fine, five years supervised release, and \$100 special assessment

Date: August 24, 2004

AUSA: Michael J. Fica
 Telephone No.: (208) 478-4166