

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA
OFFICE OF THE CLERK

RICHARD H. WEARE
DISTRICT COURT EXECUTIVE / CLERK OF COURT
Sandra Day O'Connor U.S. Courthouse
401 West Washington Street
PHOENIX, ARIZONA 85003

Visit our website at www.azd.uscourts.gov

RONNIE HONEY
CHIEF DEPUTY CLERK
Sandra Day O'Connor U.S. Courthouse
401 West Washington Street
PHOENIX, ARIZONA 85003

MICHAEL O'BRIEN
CHIEF DEPUTY CLERK
Evo A. DeConcini Courthouse
405 W. Congress, Suite 1500
TUCSON, ARIZONA 85701

September 3, 2004

Mr. Cameron S. Burke, Clerk
United States District Court
Federal Building and United States
Courthouse
801 East Sherman Street
Pocatello, ID 83201

Re: USA vs Alfred Nuno
Our Magistrate Case No. 04-02106M
Your Case No. CR02-232 E BLW

Dear Mr. Burke:

In connection with the above-entitled Removal Proceedings,
enclosed herewith are the following:

- (1) Copy of Arrest Warrant
- (2) Certified copy of M/E of 08/18/04
- (3) Certified copy of Waiver of Removal
Hearing
- (4) Copy of Commitment to Another District
- (5) Certified Copy of Docket Sheet

Please acknowledge receipt of same on the copy of this letter and
return to this office for filing.

RICHARD H. WEARE, CLERK



By: Dori Lee Noriega,
Deputy Clerk

cc:US Attorney, Tucson
US Attorney, District of Idaho
W. Eric Rau

Filed: 8/18/2004

Clerk U.S. District Court
District Of Arizona

DATE: 8/18/2004 CASE NUMBER: 04-02106M

USA vs. ALFRED NUNO

BY: [Signature] (Deputy)

U.S. MAGISTRATE JUDGE: MAGISTRATE JACQUELINE MARSHALL Judge #: 70BN

U.S. Attorney James Lacey INTERPRETER REQ'D N/A

Attorney for Defendant Saji Vettivil (Spec ADPT)

INITIAL APP: HELD DEFENDANT: PRESENT NOT PRESENT RELEASED CUSTODY

- Complaint Filed DOA _____
- Warrant Other District Financial Afdvt taken
- Warrant Phx Div. No Financial Afdvt taken
- Counsel waives reading of the Complaint/Indictment

Defendant states true name to be _____
Further proceedings Ordered in defendant's true name.

Government's motion for detention and request for a continuance of the Detention Hearing pursuant to §3142(e) & (f)
is Granted Denied

Defendant shall be temporarily detained in the custody of the United States Marshal pursuant to § 3142(f) § 3142(d)

PSA recommends _____; Gov't concurs objects

GOVERNMENT recommends _____

Court accepts/rejects stip of ptys/recommendation by _____

Bail set at \$ _____

Defendant signed Order Setting Conditions of Release and released on _____

DETENTION HEARING: <input type="checkbox"/> Held <input type="checkbox"/> Cont'd Set for: before:	REMOVAL HEARING: <input type="checkbox"/> Held <input checked="" type="checkbox"/> Waived Set for: before:
Gov't's request for detention <input type="checkbox"/> Granted <input type="checkbox"/> Denied	<input checked="" type="checkbox"/> COMMITMENT TO ANOTHER DISTRICT ISSUED
<input type="checkbox"/> Defendant Ordered detained pending Removal Hearing <input type="checkbox"/> Gov't withdraws request to detain defendant	<input type="checkbox"/> ORDER BOND posted in this case be transferred to the U.S. District Court for the _____ where this matter is pending

Deft. signs written Waiver of Removal Hrg. The Magistrate Judge finds, on the basis of deft's written waiver of removal hrg and this Magistrate Judge's receipt of the original/certified copy of the warrant from the DISTRICT OF IDAHO, that there is probable cause to believe that this defendant is the ALFRED NUNO, named in the said warrant, and that there is probable cause to believe that an offense has been committed against the laws of the United States of America.

IT IS ORDERED that the Marshal promptly remove defendant from the District of Arizona to the charging district.

OTHER: _____

Copies to:
USA, CNSL, PSA

9

RECORDED by Courtsmart
BY: Peggie Robb
Deputy Clerk

Copies Distributed

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

FILED	LODGED
RECEIVED	COPY
<div style="border: 1px solid black; padding: 5px; margin: 0 auto; width: 80%;"> <p style="font-size: 1.2em; margin: 0;">AUG 18 2004</p> </div>	
CLERK U.S. DISTRICT COURT DISTRICT OF ARIZONA DEPUTY	

UNITED STATES OF AMERICA

COMMITMENT TO ANOTHER
DISTRICT

V.

ALFRED NUNO

Case Number: 04-02106M-001

Charging District Case Number: CR 02-232 E BLW

The defendant is charged with a violation of 21:846 and 841(a)(1); CONSP. POSSESS WID, ETC. alleged to have been committed in the DISTRICT OF IDAHO

Brief Description of Charge(s): CONSPIRACY TO POSSESS/LAUNDERING/INTERSTATE & FOREIGN TRAVEL/STRUCTURING TRANSACTIONS TO AVOID REPORTING/DRUG FORFEITURE

The defendant has been unable to obtain release under the Bail Reform Act of 1984, 18 U.S.C. §§3141-3143.

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant, all proceedings required by Fed. R. Crim. P. 40 having been completed.

8/18/2004

Date


 MAGISTRATE JACQUELINE MARSHALL
 Judicial Officer

RETURN

THIS COMMITMENT WAS RECEIVED AND EXECUTED AS FOLLOWS:

DATE COMMITMENT ORDER RECEIVED	PLACE OF COMMITMENT	DATE DEFENDANT COMMITTED
DATE	UNITED STATES MARSHAL	(BY) DEPUTY MARSHAL

UNITED STATES DISTRICT COURT

DISTRICT OF IDAHO

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> LODGED
<input type="checkbox"/> RECEIVED	<input type="checkbox"/> COPY
JUL 19 2004	
CLERK U S DISTRICT COURT DISTRICT OF ARIZONA	
BY	DEPUTY

SECRET

WARRANT FOR ARREST

02106M

CASE NUMBER: CR 02-252 E BLW

UNITED STATES OF AMERICA

v.

Alfred Nuno

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest **ALFRED NUNO** and bring forthwith to the nearest magistrate to answer **INDICTMENT** charging with the below listed violation.

- 21 U.S.C. §846, 841(a)(1)(A) **COUNTS 1** Conspiracy to Possess/Distribute a Control
- 18 U.S.C. §1956(a)(1)(A)(i) and 2 **COUNTS 2-23** Laundering of Monetary Instruments
- 18 U.S.C. §1952(a)(1) **COUNTS 24-41** Interstate and Foreign Travel or Transportation
- 31 U.S.C. §5324(3) **COUNTS 42** Structuring Transactions to Avoid Reporting Requirements
- 21 U.S.C. §853 **COUNTS 43** Drug Forfeiture

Nicole Knight Lynch
 Nicole Knight Lynch, Deputy Clerk
 Name and Title of Issuing Officer

November 27, 2002
 Date

RETURN

This warrant was received _____ and executed with the arrest of the above-named individual at _____

 Signature of Arresting Officer

 Name & Title of Arresting Officer

 Date of Arrest

SUSPECT ARRESTED BY USMS
 AND INITIALED ON 19 JULY 04
 IN THE DISTRICT OF ARIZONA

①

1 THOMAS E. MOSS
 2 UNITED STATES ATTORNEY
 3 MICHAEL J. FICA
 4 ASSISTANT UNITED STATES ATTORNEY
 5 DISTRICT OF IDAHO
 6 801 E. SHERMAN #192
 7 POCATELLO, IDAHO 83201
 8 TELEPHONE: (208) 478-4166

9 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

10 UNITED STATES OF AMERICA,
 11 Plaintiff,

12 vs.

13 ALFREDO NUNO; MARIA NUNO
 14 a.k.a. MARIA KARGER, a.k.a. MARIA
 15 GARCIA; and ENRIQUE GALLEGOS,
 16 Defendants.

Case **CR 02-0232 E BW**

INDICTMENT

21 U.S.C. § 841(a)(1)
 21 U.S.C. § 846
 18 U.S.C. § 1956(a)(1)(A)(i)
 18 U.S.C. § 1952 (a)(1)
 31 U.S.C. § 5324(3)
 21 U.S.C. § 853

17 The Grand Jury charges:

18 COUNT ONE
 19 **CONSPIRACY TO POSSESS/DISTRIBUTE A CONTROLLED SUBSTANCE**
 20 (21 U.S.C. § 846, 841(a)(1)(A))

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

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 object 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 NUNO,

23 did knowingly and intentionally possess with intent to distribute 50 kilograms or more of

24 a mixture or substance containing a detectable amount of marijuana, and did supply this

25 marijuana to individuals including ENRIQUE GALLEGOS, and others with the direction

26 that these individuals were to distribute the marijuana and return the proceeds thereof.

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

(b) Acts Category No 2 - 4

On or about the dates indicated below, ALFREDO NUNO and MARIA NUNO, knowingly received and directed payment of proceeds of the distribution of controlled substances, namely marijuana, from the District of Idaho and into Arizona and aided and abetted the same as follows:

OVERT ACT	TRANSACTION DATE	AMOUNT	FROM	TO
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

(c) Acts Category No 5 - 11

On or about December 19, 1997 through May 11, 1999, ALFREDO NUNO and MARIA NUNO, knowingly directed payment and/or received proceeds of distribution of controlled substances an unlawful activity, all from the District of Idaho, or aided and abetted the same as follows:

OVERT ACT	TRANSACTION DATE	AMOUNT	FROM	TO	LOCATION
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 Belmonte	Tucson, AZ
9	7/14/99	\$500.00	Enrique Gallegos	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

(d) Acts Category No 12 - 19

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

OVERT ACT	TRANSACTION DATE	AMOUNT	FROM	TO
12	5/19/98	\$800.00	Sherri Guerrero	Adrian Rojas
13	6/15/98	\$719.00	John Davis	Maria Nuno
14	6/15/98	\$719.00	John Davis	Alfredo Nuno
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
18	7/22/98	\$800.00	Juanita Guerrero	Alfredo Nuno
19	9/27/98	\$296.00	Juanita Guerrero	Alfredo Nuno

(e) Acts Category No 20 - 23

On or about May 4, 1998 through July 2, 1998, ALFREDO NUNO and MARIA NUNO, knowingly directed payment of distribution of controlled substances an unlawful activity, all from the District of Idaho, into Bank of Commerce Account Number 08-1708003873, or aided and abetted the same as follows:

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

(f) Acts Category No. 24

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

COUNT TWO

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

1
2
3
4 On or about December 10, 1997, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$750 from Kevin Tan, in Idaho, to Maria Karger, in
8 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
9 trafficking, and that said defendants conducted and caused to be conducted the financial
10 transaction with the intent to promote the carrying on of said specified unlawful activity, and do
11 so knowing that the property involved in the financial transaction, that is monetary instruments in
12 the amount of \$750, represented the proceeds of some form of unlawful activity, in violation of
13 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

COUNT THREE

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

14
15
16
17
18 On or about December 10, 1997, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
21 Union Money Wire Transfer in the amount of \$750 from Kevin Tan, in Idaho, to Alfredo Nuno, in
22 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
23 trafficking, and that said defendants conducted and caused to be conducted the financial
24 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
25 so knowingly that the property involved in the financial transaction, that is monetary instruments
26 in the amount of \$750, represented the proceeds of some form of unlawful activity, in violation of
27 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

1
2
3
4 On or about December 20, 1997, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$900 from Kevin Tan, in Idaho, to Alfredo Nuno, in
8 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
9 trafficking, and that said defendants conducted and caused to be conducted the financial
10 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
11 so knowing that the property involved in the financial transaction, that is monetary instruments in
12 the amount of \$900, represented the proceeds of some form of unlawful activity, in violation of
13 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
14

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

15
16
17
18 On or about December 19, 1997, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
21 Union Money Wire Transfer in the amount of \$2000 from Enrique Gallegos, in Idaho, to Maria
22 Garcia, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is
23 felony drug trafficking, and that said defendants conducted and caused to be conducted the
24 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
25 and did so knowing that the property involved in the financial transaction, that is monetary
26 instruments in the amount of \$2000, represented the proceeds of some form of unlawful activity,
27 in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
28

INDICTMENT - 6

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

1
2
3
4 On or about March 25, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$200 from Enrique Gallegos, in Idaho, to Maria
8 Karger, in Jackpot, Nevada, which involved the proceeds of a specified unlawful activity, that is
9 felony drug trafficking, and that said defendants conducted and caused to be conducted the
10 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
11 and did so knowing that the property involved in the financial transaction, that is monetary
12 instruments in the amount of \$200, represented the proceeds of some form of unlawful activity, in
13 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
14

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

15
16
17
18 On or about April 13, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and caused to be conducted a financial transaction affecting interstate commerce, to wit: a
21 Western Union Money Wire Transfer in the amount of \$750 from Enrique Gallegos, in Idaho, to
22 Alfredo Nuno, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity,
23 that is felony drug trafficking, and that said defendants conducted and caused to be conducted the
24 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
25 and did so knowing that the property involved in the financial transaction, that is monetary
26 instruments in the amount of \$750, represented the proceeds of some form of unlawful activity,
27 in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
28

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

1
2
3
4 On or about April 13, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$750 from Enrique Gallegos, in Idaho, to David
8 Belmonte, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that
9 is felony drug trafficking, and that said defendants conducted and caused to be conducted the
10 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
11 and did so knowing that the property involved in the financial transaction, that is monetary
12 instruments in the amount of \$750, represented the proceeds of some form of unlawful activity, in
13 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

14
15
16
17
18 On or about July 14, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and caused to be conducted a financial transaction affecting interstate commerce, to wit: a
21 Western Union Money Wire Transfer in the amount of \$500 from Enrique Gallegos, in Idaho, to
22 Maria Karger, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity,
23 that is felony drug trafficking, and that said defendants conducted and caused to be conducted the
24 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
25 and did so knowing that the property involved in the financial transaction, that is monetary
26 instruments in the amount of \$500, represented the proceeds of some form of unlawful activity, in
27 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

INDICTMENT - 8

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

COUNT TEN

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

On or about September 16, 1998, in the District of Idaho, defendants **ALFREDO NUNO; MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct and caused to be conducted a financial transaction affecting interstate commerce, to wit: a Western Union Money Wire Transfer in the amount of \$200 from Enrique Gallegos, in Idaho, to Maria Karger, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug trafficking, and that said defendants conducted and caused to be conducted the financial transaction with the intent to promote the carrying on of said specified unlawful activity, and did so knowing that the property involved in the financial transaction, that is monetary instruments in the amount of \$200, represented the proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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; MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct and cause to be conducted a financial transaction affecting interstate 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 felony drug trafficking, and that said defendants conducted and caused to be conducted the financial transaction with the intent to promote the carrying on of said specified unlawful activity, and did so knowing 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, in violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

INDICTMENT - 9

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

1
2
3
4 On or about May 19, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$800 from Sherri Guerrero, in Idaho, to Adrian
8 Rojas, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is
9 felony drug trafficking, and that said defendants conducted and caused to be conducted the
10 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
11 and did so knowing that the property involved in the financial transaction, that is monetary
12 instruments in the amount of \$800, represented the proceeds of some form of unlawful activity, in
13 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

14
15
16
17
18 On or about June 15, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
21 Union Money Wire Transfer in the amount of \$719 from John Davis, in Idaho, to Maria Nuno, in
22 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
23 trafficking, and that said defendants conducted and caused to be conducted the financial
24 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
25 so knowing that the property involved in the financial transaction, that is monetary instruments in
26 the amount of \$719, represented the proceeds of some form of unlawful activity, in violation of
27 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

1
2
3
4 On or about June 15, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$719 from John Davis, in Idaho, to Alfredo Nuno,
8 in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony
9 drug trafficking, and that said defendants conducted and caused to be conducted the financial
10 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
11 so knowing that the property involved in the financial transaction, that is monetary instruments in
12 the amount of \$719, represented the proceeds of some form of unlawful activity, in violation of
13 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

14
15
16
17
18 On or about June 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and cause to be conducted a financial transaction affecting interstate, to wit: a Western Union
21 Money Wire Transfer in the amount of \$982 from Juanita Guerrero, in Idaho, to Alfredo Nuno. in
22 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
23 trafficking, and that said defendants conducted and caused to be conducted the financial
24 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
25 so knowing that the property involved in the financial transaction, that is monetary instruments in
26 the amount of \$982, represented the proceeds of some form of unlawful activity, in violation of
27 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

28
INDICTMENT - 11

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

1
2
3
4 On or about July 17, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
5 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
6 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
7 Union Money Wire Transfer in the amount of \$1217 from John Davis, in Idaho, to Alfredo Nuno,
8 in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony
9 drug trafficking, and that said defendants conducted and caused to be conducted the financial
10 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
11 so knowing that the property involved in the financial transaction, that is monetary instruments in
12 the amount of \$1217, represented the proceeds of some form of unlawful activity, in violation of
13 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

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

14
15
16
17
18 On or about July 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
19 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
20 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
21 Union Money Wire Transfer in the amount of \$800 from Jen Hess, in Idaho, to Alfredo Nuno, in
22 Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is felony drug
23 trafficking, and that said defendants conducted and caused to be conducted the financial
24 transaction with the intent to promote the carrying on of said specified unlawful activity, and did
25 so knowing that the property involved in the financial transaction, that is monetary instruments in
26 the amount of \$800, represented the proceeds of some form of unlawful activity, in violation of
27 Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

28
INDICTMENT - 12

1
2 COUNT EIGHTEEN

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 July 22, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
6 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
7 and cause to be conducted a financial transaction affecting interstate commerce, to wit: a Western
8 Union Money Wire Transfer in the amount of \$800 from Juanita Guerrero, in Idaho, to Alfredo
9 Nuno, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity, that is
10 felony drug trafficking, and that said defendants conducted and caused to be conducted the
11 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
12 and did so knowing that the property involved in the financial transaction, that is monetary
13 instruments in the amount of \$800, represented the proceeds of some form of unlawful activity, in
14 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.

15
16 COUNT NINETEEN

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

19 On or about September 27, 1998, in the District of Idaho, defendants **ALFREDO**
20 **NUNO; MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly
21 conduct and caused to be conducted a financial transaction affecting interstate commerce, to wit: a
22 Western Union Money Wire Transfer in the amount of \$296 from Juanita Guerrero, in Idaho, to
23 Alfredo Nuno, in Tucson, Arizona, which involved the proceeds of a specified unlawful activity,
24 that is felony drug trafficking, and that said defendants conducted and caused to be conducted the
25 financial transaction with the intent to promote the carrying on of said specified unlawful activity,
26 and did so knowing that the property involved in the financial transaction, that is monetary
27 instruments in the amount of \$296, represented the proceeds of some form of unlawful activity, in
28

1 violation of Title 18, United States Code, Sections 1956(a)(1)(A)(i) and 2.
2

3 COUNT TWENTY

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 May 4, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
7 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
8 and caused to be conducted a financial transaction affecting interstate commerce, to wit: directing
9 the deposit \$2300 into Bank of Commerce Account Number 08-1708003873, which involved the
10 proceeds of a specified unlawful activity, that is felony drug trafficking, and that said defendants
11 conducted and caused to be conducted the financial transaction with the intent to promote the
12 carrying on of said specified unlawful activity, and did so knowing that the property involved in
13 the financial transaction, that is monetary instruments in the amount of \$2300, represented the
14 proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Sections
15 1956(a)(1)(A)(i) and 2.
16

17 COUNT TWENTY-ONE

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 May 19, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
21 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
22 and caused to be conducted a financial transaction affecting interstate, to wit: directing the deposit
23 \$3600 into Bank of Commerce Account Number 08-1708003873, which involved the proceeds of
24 a specified unlawful activity, that is felony drug trafficking, and that said defendants conducted
25 and caused to be conducted the financial transaction with the intent to promote the carrying on of
26 said specified unlawful activity, and did so knowing that the property involved in the financial
27 transaction, that is monetary instruments in the amount of \$3600, represented the proceeds of
28

1 some form of unlawful activity, in violation of Title 18, United States Code, Sections
2 1956(a)(1)(A)(i) and 2.

3
4 COUNT TWENTY-TWO

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 12, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
8 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
9 and cause to be conducted a financial transaction affecting interstate commerce, to wit: directing
10 the deposit \$2500 into Bank of Commerce Account Number 08-1708003873, which involved the
11 proceeds of a specified unlawful activity, that is felony drug trafficking, and that said defendants
12 conducted and caused to be conducted the financial transaction with the intent to promote the
13 carrying on of said specified unlawful activity, and did so knowing that the property involved in
14 the financial transaction, that is monetary instruments in the amount of \$2500, represented the
15 proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Sections
16 1956(a)(1)(A)(i) and 2.

17
18 COUNT TWENTY-THREE

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

21 On or about July 2, 1998, in the District of Idaho, defendants **ALFREDO NUNO;**
22 **MARIA NUNO a.k.a. MARIA KARGER, a.k.a. MARIA GARCIA** did knowingly conduct
23 and cause to be conducted a financial transaction affecting interstate commerce, to wit: directing
24 the deposit \$800 into Bank of Commerce Account Number 08-1708003873, which involved the
25 proceeds of a specified unlawful activity, that is felony drug trafficking, and that said defendants
26 conducted and caused to be conducted the financial transaction with the intent to promote the
27 carrying on of said specified unlawful activity, and did so knowing that the property involved in
28

INDICTMENT - 15

1 the financial transaction, that is monetary instruments in the amount of \$800, represented the
 2 proceeds of some form of unlawful activity, in violation of Title 18, United States Code, Sections
 3 1956(a)(1)(A)(i) and 2.

4
 5 **COUNTS TWENTY-FOUR - FORTY-ONE**

6 **INTERSTATE AND FOREIGN TRAVEL OR TRANSPORTATION IN AID OF**
 7 **RACKETEERING ENTERPRISES**
 8 **18 U.S.C. 1952(a)(1)**

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

COUNT	DATE	AMOUNT	TO	FROM	See ACT CATEGORY 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
 28
 INDICTMENT - 16

1	37	6/22/98	\$982	Arizona	Idaho	15
2	38	7/17/98	\$1217	Arizona	Idaho	16
3	39	7/22/98	\$800	Arizona	Idaho	17
4	40	7/22/98	\$800	Arizona	Idaho	18
5	41	9/27/98	\$296	Arizona	Idaho	19

COUNT FORTY-TWO

**STRUCTURING TRANSACTIONS TO AVOID REPORTING REQUIREMENTS
31 U.S.C. 5324(3)**

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 Freemont, 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, Section 5324(3) and 5322(b); Title 31, Code of Federal Regulations, Section 103.11; and Title 18, United States Code, Section 2.

COUNT FOURTY-THREE

**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 Counrs 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

1 the commission of, the foregoing offenses; as to which property the defendants are jointly and
2 severally liable; these interests include, but are not limited to, the defendants' interests in the
3 following property:

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

9 SUBSTITUTE ASSETS

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

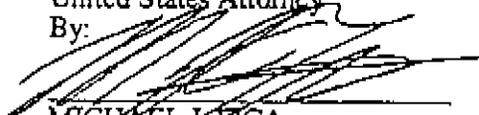
- 12 1. Cannot be located upon the exercise of due diligence;
13 2. Has been transferred or sold to, or deposited with, a third person;
14 3. Has been placed beyond the jurisdiction of the court;
15 4. Has been substantially diminished in value; or
16 5. Has been commingled with other property which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

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

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

DATED this 26 day of November, 2002.

THOMAS E. MOSS
United States Attorney
By:


MICHAEL J. FICA
Assistant United States Attorney

A TRUE BILL:

Robert L. Furr
FOREPERSON

INDICTMENT - 19

CLOSE

U.S. District Court
U.S. District Court for the District of Arizona (Tucson)

CRIMINAL DOCKET FOR CASE #: 04-M -2106-ALL

USA, et al v. Nuno
Dkt# in other court: None

Filed: 07/19/04

Case Assigned to: Mag Judge James C Carruth

ALFRED NUNO (1)
dft

Eric Rau
[COR LD NTC pda]
Federal Public Defender
407 W Congress St
Ste 501
Tucson, AZ 85701-1310
(520)879-7500

Pending Counts:

NONE

Terminated Counts:

NONE

Complaints

Disposition

21:846,841(a)(1)(A)Counts 1
Conspiracy to
Possess/Distribute Control
18:1956(a)(1)(A)(i) and 2
Counts 2-23 Laundering of
Monetary Instruments
18:1952(a)(1)24-41
Interstate and Foreign Travel
or Transportation
31:5324(3)Counts 42
Structuring Transactions to
Avoid Reporting
requirements 21:853 Counts 43
Drug Forfeiture

I hereby attest and certify on 9/3/04
that the foregoing document is a full, true and correct
copy of the original on file in my office and in my
legal custody.

CLERK U.S. DISTRICT COURT
DISTRICT OF ARIZONA

BY D. Noriega DEPUTY

U. S. Attorneys:

NONE

- 7/19/04 1 DEFENDANT Alfred Nuno arrested on warrant from District of Idaho Alfred Nuno (1) count(s) cmp (jkm) [Entry date 08/04/04]
- 7/19/04 2 (FILED: 8/4/04) MINUTES: before Mag Judge James C. Carruth . Ct Rptr: CourtSmart . first appearance of Alfred Nuno ; informed of rights, charges, etc.; gov motion for detention and request for a continuance of the detention hrg gr,dft temporarily held in custody of USM, detention/removal hrg set for 7/21/04 @9:15 a.m. before Magistrate Judge Fiora [cc: USA,CNSL,PSA [2-2] (jkm) [Entry date 08/04/04]
- 7/19/04 3 CJA Form 23 financial affidavit by Alfred Nuno (jkm) [Entry date 08/04/04]
- 7/19/04 4 ORDER by Mag Judge James C. Carruth appointing counsel for Alfred Nuno Eric Rau (jkm) [Entry date 08/04/04]
- 7/21/04 5 (FILED: 8/4/04) MINUTES: before Mag Judge Nancy F. Fiora . Ct Rptr: CourtSmart . Detention hrg held, gov request for detention gr, dft ordered detained pending removal hrg, removal hrg continued to 7/28/04 @9:15 a.m. before Magistrate Judge Velasco as to dft Alfred Nuno [cc: USA,CNSL,PSA [5-1] re: [5-1] (jkm) [Entry date 08/04/04]
- 7/21/04 6 ORDER of detention pending Trial by Mag Judge Nancy F. Fiora as to Alfred Nuno re: detention [6-1] (jkm) [Entry date 08/04/04]
- 7/28/04 7 (FILED: 8/4/04) MINUTES: before Magistrate Judge Bernardo P. Velasco . Ct Rptr: CourtSmart . ;detention hrg previously held, gov request for detention gr, dft ordered detained pending removal hrg, dft counsel requests a 3 week continuance, continuance granted; removal hearing set for 9:15 8/18/04 for Alfred Nuno, before Mag Judge Nancy F. Fiora [cc: USA,CNSL,PSA [7-3] (jkm) [Entry date 08/04/04]
- 8/18/04 8 Rule 40 identity hearing waived as to Alfred Nuno (dn) [Entry date 09/03/04]
- 8/18/04 9 (FILED: 08/18/04) MINUTES: before Magistrate Judge Jacqueline J. Marshall . Ct Rptr: COURTSMART . removal hrg waived, commitment to another district issued, dft signs written Waiver of Removal Hrg, it is ordered that the USM promptly remove dft from the District of Arizona to the charging district. [cc: usa cnsl psa [9-1] re: [9-1] (dn) [Entry date 09/03/04]
- 8/18/04 -- RULE 40 removal warrant issued as to Alfred Nuno by Magistrate Judge Jacqueline J. Marshall ; case closed (dn) [Entry date 09/03/04]