

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

2013 JAN -3 P 12:41

RECEIVED CLERKING
UNITED STATES DISTRICT COURT
SAN FRANCISCO, CALIFORNIA

UNITED STATES OF AMERICA,

v.

CR 13 002

RS

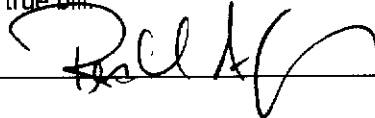
GABRIEL URIBE-BAUTISTA,

DEFENDANT(S).

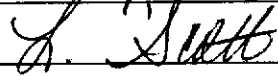
INDICTMENT

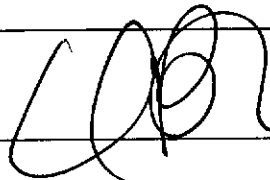
COUNT ONE: Count One: 21 U.S.C. § 841(a)(1) and (b)(1)(A)(viii) – Possession With Intent to Distribute Methamphetamine; COUNT TWO: 21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession With Intent to Distribute Cocaine;
FORFEITURE ALLEGATION:
21 U.S.C. § 853 – Drug Forfeiture

A true bill


Foreman

Filed in open court this 3rd day of

January, 2013

Clerk


Bail, \$ no poss

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

Count One: 21 U.S.C. § 841(a)(1) and (b)(1)(A)(viii) - Possession With Intent to Distribute Methamphetamine Petty Minor
Count Two: 21 U.S.C. § 841(a)(1) and (b)(1)(C) - Possession With Intent to Distribute Cocaine Misdemeanor Felony
PENALTY: Maximum penalties: life imprisonment and a mandatory minimum of 10 years imprisonment; lifetime supervised release and a mandatory minimum of 5 years supervised release; \$10 million fine; and \$100 special assessment

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION
2013 JAN - 3 12:41

DEFENDANT: U.S.

Gabriel Uribe-Bautista

DISTRICT COURT NUMBER

CR 13 002

RS

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Drug Enforcement Administration

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCP 20, 21, or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

U.S. ATTORNEY DEFENSE

SHOW DOCKET NO.

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

3:12-mj-71344

Name and Office of Person Furnishing Information on this form Melinda Haag

U.S. Attorney Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned) Alexandra P. Sumner

DEFENDANT

IS NOT IN CUSTODY

- Has not been arrested, pending outcome this proceeding.
1) If not detained give date any prior summons was served on above charges
2) Is a Fugitive
3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
5) On another conviction } Federal State
6) Awaiting trial on other charges
If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No

If "Yes" give date filed

DATE OF ARREST 12/27/2012

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS NO PROCESS* WARRANT

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

Bail Amount: _____

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

1 MELINDA HAAG (CABN 132612)
United States Attorney

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CLERK OF DISTRICT COURT
SAN FRANCISCO DISTRICT OF CALIFORNIA

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

RS

11 **CR 13 002**

12 UNITED STATES OF AMERICA,)
13 Plaintiff,)
14 v.)
15 GABRIEL URIBE-BAUTISTA,)
16 Defendant.)

No.
VIOLATIONS: 21 U.S.C. § 841(a)(1) –
Possession With Intent to Distribute and
Distribution of Methamphetamine; 21
U.S.C. § 841(a)(1) – Possession With Intent
to Distribute and Distribution of Cocaine; 21
U.S.C. § 853 – Drug Forfeiture Allegation

SAN FRANCISCO VENUE

18
19 INDICTMENT

20 The Grand Jury charges:

21 COUNT ONE: (21 U.S.C. § 841(a)(1) and (b)(1)(A)(viii) – Possession With Intent to
22 Distribute Methamphetamine)

23 On or about August 24, 2012, in the Northern District of California, the defendant,

24 GABRIEL URIBE-BAUTISTA,

25 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II
26 controlled substance, to wit: 500 grams or more of a mixture and substance containing a
27 detectable amount of methamphetamine, its salts, isomers, and salts of its isomers, in violation of
28 Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

INDICTMENT

1 COUNT TWO: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession With Intent to
2 Distribute Cocaine)

3 On or about August 24, 2012, in the Northern District of California, the defendant,
4 GABRIEL URIBE-BAUTISTA,
5 did knowingly and intentionally possess with intent to distribute and distribute a Schedule II
6 controlled substance, to wit: cocaine, its salts, optical and geometric isomers, and salts of
7 isomers, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).
8

9 DRUG FORFEITURE ALLEGATION (21 U.S.C. § 853 – Drug Forfeiture)

10 The factual allegations contained in Counts One and Two of this Indictment are realleged
11 and by this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to
12 the provisions of 21 U.S.C. §§ 853(a)(1) and (a)(2).

13 Upon a conviction of any of the offenses alleged in Counts One and Two, the defendant,
14 GABRIEL URIBE-BAUTISTA,
15 shall forfeit to the United States all right, title, and interest in property constituting and derived
16 from any proceeds the defendant obtained, directly or indirectly, as a result of said violations, and
17 any property used, or intended to be used, in any manner or part, to commit or to facilitate the
18 commission of the said violations.

19 If, as a result of any act or omission of the defendant, any of said property

- 20 a. cannot be located upon the exercise of due diligence;
21 b. has been transferred or sold to or deposited with, a third person;
22 c. has been placed beyond the jurisdiction of the Court;
23 d. has been substantially diminished in value; or
24 e. has been commingled with other property which cannot be divided without
25 difficulty;

26 any and all interest the defendant has in any other property (not to exceed the value of the above
27 forfeitable property) shall be vested in the United States and forfeited to the United States.

28 All in violation of Title 21, United States Code, Section 853(a)(1), (a)(2), (p) and Rule

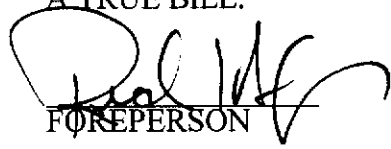
1 32.2 of the Federal Rules of Criminal Procedure.

2

3 DATED:

4 January 3, 2013


A TRUE BILL.


FOREPERSON

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6 MELINDA HAAG
United States Attorney

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8 
9 MIRANDA KANE
Chief, Criminal Division

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11 (Approved as to form: 
AUSA ALEXA SUMMER

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