

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

No. 09-2796-AMS

UNITED STATES OF AMERICA

vs.

MICHAEL MONTAQUE,

Defendant.

\_\_\_\_\_ /


CRIMINAL COVER SHEET

1. Did this matter originate from a matter pending in the Northern Region of the United States Attorney's Office prior to October 14, 2003? \_\_\_\_\_ Yes   x   No
2. Did this matter originate from a matter pending in the Central Region of the United States Attorney's Office prior to September 1, 2007? \_\_\_\_\_ Yes   x   No

Respectfully submitted,

JEFFREY H. SLOMAN  
ACTING UNITED STATES ATTORNEY

BY:

  
 \_\_\_\_\_  
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 TEL (305) 961-9190  
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United States District Court

SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

MICHAEL MONTAQUE

CASE NUMBER: 09-2796-AMS

I, the undersigned complainant, being duly sworn state, the following is true and correct to the best of my knowledge and belief: On or about June 8, 2009, in Miami-Dade County, in the Southern District of Florida, the defendant, Michael Montaque, an alien, having previously been removed from the United States was found to be in the United States, knowingly and unlawfully, without the Attorney General or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), 202(4) and 557) having expressly consented to such alien's reapplying for admission to the United States; in violation of Title 8, United States Code, Section 1326(a).

I further state that I am a Special Agent of the Office of Investigations, ICE-DHS, and that this complaint is based on the following facts:

On or about June 8, 2009, Michael Montaque was brought to the Office of Investigations, U.S. Immigration and Customs Enforcement, in Miami-Dade County as part of an administrative arrest. After conducting numerous database searches, it was determined that Michael Montaque was an alien and not a citizen of the United States, but was a native and citizen of Jamaica. Computer records further confirmed that Michael Montaque was previously removed from the United States on January 20, 2006. A search of the records maintained by the United States Citizenship and Immigration Service also disclosed that Michael Montaque had never sought to apply for permission from the United States Attorney General or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), 202(4) and 557) in order to return and apply for admission into the United States after having been removed.

Juba Gimble, Special Agent, Office of Investigations
U.S. Immigration and Customs Enforcement
Department of Homeland Security

Sworn to before me, and subscribed in my presence,

June 9, 2009
Date

at

Miami, Florida
City and State

Andrea M. Simonton
United States Magistrate Judge

Andrea M. Simonton
Signature of Judicial Officer

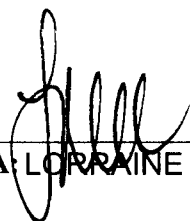
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

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**BOND RECOMMENDATION**

DEFENDANT: MICHAEL MONTAQUE

Pretrial Detention  
(Surety) (Recognizance) (Corp. Surety) (Cash) (Jail)  
(CSB) (No Bond) (Warrant) (Summons) (Marshal's Custody)

By:   
SAUSA LORRAINE E. TASHMAN

Last Known Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

What Facility: Federal Detention Center  
33 NE 4th Street, Miami, FL

Agent(s): Jubal Gimble, ICE  
(FBI) (SECRET SERVICE) (DEA) (IRS) (ICE) (**OTHER**)