

UNITED STATES DISTRICT COURT

for the

District of Minnesota

UNITED STATES OF AMERICA

v.

Case No. 13.ms.433 TW

RICARDO LAMAR RODRIGUES

CRIMINAL COMPLAINT

I, Thomas Maloney, a Drug Enforcement Administration Task Force Officer 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 17, 2013, in Hennepin County, in the State and District of Minnesota, the defendant, Ricardo Lamar Rodrigues, did unlawfully, knowingly and intentionally possess with intent to distribute 500 grams or more of a mixture and substance containing a detectable amount of methamphetamine, a controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

I further state that I am a Task Force Officer assigned to the Drug Enforcement Administration and that this Complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT OF TFO THOMAS MALONEY

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Complainant's signature

Thomas Maloney, DEA Task Force Officer

Sworn to before me and signed in my presence.

Date: 6/19/13



Judge's signature

City and state: Minneapolis, Minnesota

Franklin L. Noel, U.S. Magistrate Judge



STATE OF MINNESOTA)

) ss. **AFFIDAVIT OF TFO THOMAS MALONEY**

COUNTY OF HENNEPIN)

I, Thomas Maloney, being duly sworn under oath, state as follows:

1. I am a Task Force Officer with the Drug Enforcement Administration and have been so assigned since April of 2013. I have been a Bloomington Police Officer since 2002. Prior to assignment at the Drug Enforcement Administration I was assigned to the Community Response and Enforcement Unit of the Bloomington Police Department, with a primary duty of investigating state-level narcotics violations and vice crimes. I have investigated and/or assisted in over one hundred investigations involving drug traffickers, their arrest and follow-up investigations into these individuals and their organizations. As a result of this experience, I have become familiar with the day-to-day operation of narcotics-trafficking organizations ("NTOs"), including the importation and distribution methods utilized, as well as the means used to avoid detection and apprehension by law enforcement. I have attended over three-hundred hours of training related to narcotics trafficking and the enforcement of state and federal narcotics laws.

2. This Affidavit is submitted in support of a Complaint against RICARDO LAMAR RODRIGUES (DOB: 10/03/84) charging him with Possession with Intent to Distribute 500 Grams or More of Methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) & (b)(1)(A). The information set forth in this Affidavit is based on discussions I have had with other law enforcement Agents, as well as my own personal knowledge of the underlying investigation.

3. In May 2013, members of the Drug Enforcement Administration Minneapolis/St. Paul District Office began investigating the drug trafficking activities of RICARDO LAMAR RODRIGUES. Based on information from a DEA confidential source, Agents learned that RODRIGUES is involved in the importation of methamphetamine from a source in Arizona.

4. On June 17, 2013, Agents established surveillance outside RODRIGUES's residence, 6407 Kyle Avenue North, Brooklyn Center, Minnesota. Agents observed RODRIGUES exit RODRIGUES's residence and get into a blue Dodge Durango. RODRIGUES was observed to travel to the area of 61st and Brooklyn Boulevard in the City of Brooklyn Center. At this location, Agents observed RODRIGUES make contact with a second vehicle and a suspected drug transaction occur. Based on these observations, along with a controlled-buy conducted within the previous 72 hours from

RODRIGUES at his Brooklyn Center residence utilizing a DEA confidential source, a traffic stop was conducted on RODRIGUES' vehicle by Brooklyn Center uniformed patrol. RODRIGUES was arrested on scene based on probable cause from the prior controlled-buy. A post-arrest search of RODRIGUES' person located a pill container in RODRIGUES' pocket that contained several Hydrocodone controlled pills and a "tear off" plastic bag with suspected drug residue. RODRIGUES advised Agents that he lived at 6407 Kyle Ave. N. in Brooklyn Center.

5. Based on the information detailed above and additional information obtained during this investigation, Agents applied for a state search warrant for (1) RODRIGUES's residence, 6407 Kyle Avenue North, Brooklyn Center, Minnesota; (2) Any motor vehicles parked in the garage or in the driveway of above described residence. On June 17, 2013, the Application and Supporting Affidavit was presented to and signed by Hennepin County District Court Judge Mary Vasaly.

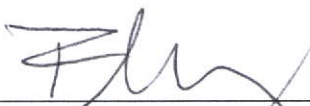
6. On June 17, 2013, Agents along with assistance from the Brooklyn Center SWAT team executed the state search warrant at 6407 Kyle Ave. N Brooklyn Center, MN. Located inside of the residence were three additional persons. The three individuals were interviewed separately and all advised that RODRIGUES was a methamphetamine dealer, and that RODRIGUES maintains a safe in the basement laundry room that contains methamphetamine.

7. A search of the lower level laundry room did locate a medium-sized safe. The safe required a key and a digital code to open it. Agents located a key chain that was seized from RODRIGUES' person on the traffic stop and located a safe key. This safe key was a distinctly different key than a typical safe key as it had some type of metallic insert imbedded in it. This key was placed into the key slot and matched. Due to the fact that Agents were unaware of the secondary code needed to open the safe, it was manually forced open. Inside of the safe Agents located a large digital scale, a loaded tec-9 machine pistol, and approximately 562.50 gross grams of methamphetamine inside a plastic bag wrapped in black electrical tape. A continued search of the residence located a Glock handgun with a 30-round (unloaded) magazine attached. This gun was located in the bedroom of RODRIGUES. A loaded .22-caliber revolver was located hidden inside of a cinder block that was placed on the deck located immediately outside of the rear entrance to the home. An additional approximate 66.55 gross grams of methamphetamine packaged in a tied-off plastic baggie was located inside of the passenger door of a Ford F-150 that was identified by the roommates as belonging to RODRIGUES. A purchase agreement dated April 19th, 2013 with a signature believed to be RODRIGUES' was also located inside of the vehicle. Agents field-tested a random

sample from both packages of methamphetamine that were seized and both field-tested positive for methamphetamine.

8. Based on the above information there is probable cause to believe that RICARDO LAMAR RODRIGUES has committed the offense of Possession with Intent to Distribute 500 Grams or More of Methamphetamine in violation of 21 U.S.C. §§ 841 (a)(1) & (b)(1)(A).

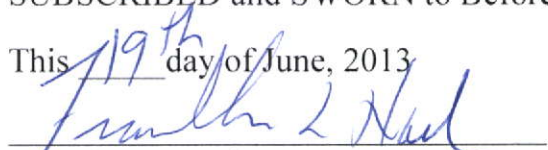
Further Your Affiant Sayeth Not.



Thomas Maloney
Drug Enforcement Administration/Task Force Officer
United States Department of Justice

SUBSCRIBED and SWORN to Before Me

This 19th day of June, 2013



Franklin L. Noel
United States Magistrate Judge