

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

UNITED STATES DISTRICT COURT

11 MAR 24 AM 9:40

CLERK-LAS CRUCES

for the

United States of America)

v.)

Oscar BARRERA)

Case No. **MJ 11-698**

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of March 22, 2011 in the county of Otero in the

District of New Mexico, the defendant(s) violated:

<i>Code Section</i>	<i>Offense Description</i>
21 USC 841 a(1)c	Possession With Intent to Distribute 157.98 lbs of Marijuana

This criminal complaint is based on these facts:

See Continuation

Continued on the attached sheet.

Tennille Thomas

Complainant's signature

Special Agent Tennille Thomas

Printed name and title

Sworn to before me and signed in my presence.

Date: 03-24-2011

Jan Martinez

Judge's signature

City and state: Las Cruces, New Mexico

United States Magistrate Judge **Lourdes A. Martinez**

Printed name and title

United States of America

v.

Oscar BARRERA

On 03/22/2011, while conducting immigration inspection at the U.S. Border Patrol Hwy 54 Checkpoint, Border Patrol Agent (BPA) Jorge Nunez observed a gray 2003 Dodge Ram enter the checkpoint. The driver of the vehicle was identified as Oscar BARRERA. Upon BPA Nunez making contact with BARRERA, BARRERA appeared nervous by fidgeting and bouncing around inside the vehicle. During a pre-primary air sniff a Border Patrol canine alerted to the rear wheel well. BPA Nunez then asked for and gain consent from BARRERA to conduct a canine inspection of the vehicle. The canine alerted to the undercarriage of the vehicle. BPA Nunez then asked for and gained consent from BARRERA to perform a search of the vehicle. Subsequently, a search of the vehicle revealed 180 bundles of a green leafy substance found inside an aftermarket compartment located underneath the undercarriage of the vehicle. The green leafy substance field tested positive for marijuana. Post Miranda Warning, BARRERA stated he had knowledge of the marijuana and stated he was going to be paid to transport the marijuana to Oklahoma City. AUSA Randy Castellano authorized federal prosecution.

The gross weight of the marijuana was approximately 157.98 lbs. TT

Tennille Thomas

Special Agent Tennille Thomas

March 24, 2011

Alon Martinez

United States Magistrate Judge

March 24, 2011
