

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

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CLERK-LAS CRUCES

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RODRIGO ULLOA-ESQUIVEL,)
)
 Defendant.)
)
)
)

CRIMINAL NO. 11 - 2233
Count 1: 18 U.S.C. § 1855: Setting Fire
to Public Lands Without Authority
Count 2: 18 U.S.C. § 1856: Leaving Fire
Unattended
Count 3: 18 U.S.C. § 1001(a)(2): False
Statement

INDICTMENT

The Grand Jury Charges:

Count 1

On or about April 24, 2011, in Eddy County, in the District of New Mexico, the defendant, **RODRIGO ULLOA-ESQUIVEL**, willfully and without authority set on fire underbrush, grass, and other inflammable material upon the public domain or lands owned or leased or under the exclusive control of the United States in that the defendant, **RODRIGO ULLOA-ESQUIVEL**, set afire toilet paper and other materials in the area known as the Guadalupe Ranger District in the Lincoln National Forest near a campsite at Last Chance Canyon.

In violation of 18 U.S.C. § 1855.

Count 2

On or about April 24, 2011, in Eddy County, in the District of New Mexico, the defendant, **RODRIGO ULLOA-ESQUIVEL**, having kindled and caused to be kindled a fire in or near any forest, timber, and inflammable material upon lands owned, controlled, or leased by, or under the partial, concurrent, or exclusive jurisdiction of the United States and left such fire without totally

extinguishing the same and permitted and suffered the fire to burn and spread beyond his control in that the defendant, **RODRIGO ULLOA-ESQUIVEL**, set afire toilet paper and other materials in the area known as the Guadalupe Ranger District in the Lincoln National Forest near a campsite at Last Chance Canyon and did not totally extinguish such fire which spread beyond his control and which damaged structures and forest land and property.

In violation of 18 U.S.C. § 1856.

Count 3

On or about April 28, 2011, in Bernalillo County, in the District of New Mexico the defendant, **RODRIGO ULLOA-ESQUIVEL**, in a matter within the jurisdiction of the United States Forest Service knowingly made a materially false, fictitious, and fraudulent statement and representation in that during a telephone conversation with a Special Agent of the U.S. Forest Service who was investigating the "Last Chance Fire" which had occurred on U.S. Forest Service property in April, 2011, in that the defendant, **RODRIGO ULLOA-ESQUIVEL**, stated that he hadn't seen a fire and that he did not learn about the existence of a fire until after he and others had departed the camping area when in truth and in fact, the defendant, **RODRIGO ULLOA-ESQUIVEL**, knew that he had started the fire and that he and others knew about the existence of the fire when they departed the camping area.

In violation of 18 U.S.C. § 1001(a)(2).

A TRUE BILL:

15/
FOREPERSON OF THE GRAND JURY

Jessica J. [Signature]
Assistant United States Attorney
JGC 08/17/11 2:27pm