

IN THE UNITED STATES DISTRICT COURT

APR 14 2010

FOR THE DISTRICT OF NEW MEXICO MATTHEW J. DYKMAN  
CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ALEX LAWRENCE ROMERO,

Defendant.

)  
)  
) CRIMINAL NO. 10-1008

) Count 1: 21 U.S.C. §§ 841(a)(1) and  
) (b)(1)(B): Possession with Intent to  
) Distribute 500 Grams and More of  
) Cocaine;

) Counts 2-4: 21 U.S.C. §§ 841(a)(1) and  
) (b)(1)(B): Possession with Intent to  
) Distribute 5 Grams and More of  
) Cocaine Base;

) Counts 5-6: 21 U.S.C. §§ 841(a)(1)  
) and (b)(1)(C): Possession with Intent to  
) Distribute Cocaine;

) Counts 7-8: 21 U.S.C. §§ 841(a)(1)  
) and (b)(1)(D): Possession with Intent to  
) Distribute Less Than 50 Kilograms of  
) Marijuana;

) Counts 9-10: 18 U.S.C. § 924(c)(1)(A):  
) Possession of Firearms in Furtherance  
) of a Drug Trafficking Crime.

INDICTMENT

The Grand Jury charges:

Count 1

On or about December 30, 2009, at 545 Hermosa Lane, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute 500 grams and more of a mixture and substance containing a detectable amount of cocaine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

Count 2

On or about December 30, 2009, at 545 Hermosa Lane, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute 5 grams and more of a mixture and substance containing a detectable amount of cocaine base.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

Count 3

On or about December 30, 2009, at or near the intersection of Luna Drive and Camino Maximillano, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute 5 grams and more of a mixture and substance containing a detectable amount of cocaine base.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

Count 4

On or about December 30, 2009, at 428 Grand Avenue, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute 5 grams and more of a mixture and substance containing a detectable amount of cocaine base.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B).

Count 5

On or about December 30, 2009, at or near the intersection of Luna Drive and Camino Maximillano, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of cocaine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C).

Count 6

On or about December 30, 2009, at 428 Grand Avenue, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute a mixture and substance containing a detectable amount of cocaine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C).

Count 7

On or about December 30, 2009, at 428 Grand Avenue, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute less than 50 kilograms of a mixture and substance containing a detectable amount of marijuana.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(D).

Count 8

On or about December 30, 2009, at 545 Hermosa Lane, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, unlawfully, knowingly and intentionally possessed with intent to distribute less than 50 kilograms of a mixture and substance containing a detectable amount of marijuana.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(D).

Count 9

On or about December 30, 2009, at 545 Hermosa Lane, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, possessed firearms, to wit: a Norinco SKS assault rifle; a Kel-Tech, model Sub-2000, 9 mm Luger rifle-pistol type; a High Point, model 9 mm rifle; a Harrington & Richardson, model Topper 158, 20 gauge shotgun; a Marlin, model 80, .22 caliber rifle; a Ruger, model 10/22 .22 caliber rifle; a S&W, model-3000, 12 gauge shotgun; an IMI, model B, 9 mm semi-automatic assault rifle; unknown manufacture, model MP-44, unknown caliber assault rifle; a Cobray, model M-11, 9 mm handgun; a Bryco, model Jennings 59, 9 mm pistol; a Bryco, model Jennings, 9 mm handgun; a Browning, model (signature), handgun; a Smith and Wesson, model SW 40VE, handgun; an Iver Johnson, revolver handgun; and, a Ruger, model 10/22 .22 caliber rifle in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, possession with intent to distribute 500 grams and more of cocaine as charged in Count 1 of this indictment; possession with intent to distribute 5 grams and more of

cocaine base as charged in Count 2 of this indictment; and possession with intent to distribute less than 50 kilograms of marijuana as charged in Count 8 of this indictment.

In violation of 18 U.S.C. § 924(c)(1)(A).

Count 10

On or about December 30, 2009, at 428 Grand Avenue, Las Vegas, in San Miguel County, in the District of New Mexico, the defendant, **ALEX LAWRENCE ROMERO**, possessed a firearm, to wit: an Astra, model 2000, 22 caliber handgun, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, namely, possession with intent to distribute 5 grams and more of cocaine base as charged in Count 4 of this indictment; possession with intent to distribute cocaine as charged in Count 6 of this indictment; and possession with intent to distribute less than 50 kilograms of marijuana as charged in Count 7 of this indictment.

In violation of 18 U.S.C. § 924(c)(1)(A).

FORFEITURE ALLEGATION

Upon conviction of Count 1, Count 2, Count 4, Count 6, Count 7, or Count 8 as alleged in this Indictment, the defendant, **ALEX LAWRENCE ROMERO**, shall forfeit to the United States pursuant to 21 U.S.C. § 853 any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of the offenses in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), (b)(1)(C), and/or (b)(1)(D) for which the defendant is convicted, and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the said offense, and all property traceable to such property, including but not limited to the following:

1. \$2,000 in United States Currency;

2. \$1,011 in United States Currency;
3. \$60 in United States Currency; and
4. a 2002, gray Nissan four-door passenger vehicle bearing NM license plate DTZ807.

If any of the property described above, as a result of any act or omission of the defendant:

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

the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p).

Upon conviction of Count 9 or Count 10 as alleged in this Indictment, the defendant, **ALEX LAWRENCE ROMERO**, shall forfeit to the United States pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in the commission of the offense, including, but not limited to:

1. a Norinco, SKS assault rifle, serial number 008517;
2. a Kel-Tech, model Sub-2000, 9 mm Luger, rifle-pistol type, serial number 04565;
3. a High Point, model 9 mm rifle, serial number A08991;

4. a Harrington & Richardson, model Topper 158, 20 gauge shotgun patent number 2876578;
5. a Marlin, model 80, .22 caliber rifle not identified by serial number;
6. a Ruger, model 10/22, .22 caliber rifle, serial number 246-88374;
7. a S&W, model-3000, 12 gauge shotgun, serial number FC10961;
8. an IMI, model B, 9 mm semi-automatic assault rifle, serial number SA54376;
9. an unknown manufacture, model MP-44, unknown caliber assault rifle, serial number 9787ab/45 #787;
10. a Cobray, model M-11, 9 mm handgun, serial number 89-0061664;
11. a Bryco, model Jennings, 9 mm caliber pistol, serial number 1503639;
12. a Browning, model (signature), handgun, serial number 245NV70449;
13. a Smith & Wesson, model SW 40VE, handgun model, serial number PDS3723;
14. an Iver Johnson, revolver handgun, serial number 69989;
15. a Bryco, model Jennings 59, 9 mm pistol, serial number 761485;
16. a Ruger, model 10/22 .22 caliber rifle, serial number 113-248-27; and
17. an Astra, model 2000, .22 caliber handgun, serial number 88309.

A TRUE BILL:

/s/  
FOREPERSON OF THE GRAND JURY

Assistant United States Attorney  
04/14/10 9:28am