



U.S. Department of Justice

*United States Attorney
Northern District of New York*

James T. Foley U.S. Courthouse

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**JANUARY 22, 2009
PRESS RELEASE**

ACTING UNITED STATES ATTORNEY ANDREW T. BAXTER announced that MARLON BRAND, age 48 of Corona, New York, pled guilty today to the felony offense of transporting an illegal alien within the United States, before Senior United States District Court Judge Lawrence E. Kahn in Albany, New York. Sentencing for BRAND is scheduled for May 6, 2009 in Albany, New York. As a result of the conviction, BRAND faces a maximum sentence of imprisonment of 10 years, supervised release of up to 3 years, a fine of up to \$250,000, and a special assessment of \$100.

BRAND admitted the following:

On September 12, 2008, MARLON BRAND picked up Judith Rivero on the Akwesasne Mohawk Reservation near Hogansburg, New York. Judith Rivero had entered the United States from Canada illegally by crossing the St. Lawrence River and thereby avoided United States immigration and customs inspection. After picking up Judith Rivero, MARLON BRAND drove east on New York State Route 37 and departed the Akwesasne Mohawk Reservation en route to New York City.

While he was driving east on New York State Route 37, shortly after midnight of the morning of September 13, 2008, MARLON BRAND was stopped and arrested by a United States Border Patrol Agent near the Town of Westville, New York. MARLON BRAND was driving the vehicle and Judith Rivero was the only passenger. MARLON BRAND knew that the person he picked up and transported in his car, Judith Rivero, was an alien, that she had entered the United States without inspection, and that she was illegally present in the United States. Judith Rivero, a citizen of Venezuela, was convicted of the felony offense of re-entry of a removed alien on November 25, 2008, sentenced to a term of “time served” (73 days) and remanded to the Department of Homeland Security for removal proceedings.

This matter was investigated by the United States Border Patrol, Burke, New York.

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