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United States District Court  
District of New Jersey

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UNITED STATES OF AMERICA

: HON. MARK FALK

v.

: **CRIMINAL COMPLAINT**

JOSEPH JAMES, and  
PAUL NUNEZ-VARGAS

: Magistrate No. 09-**3667**

I, Colleen Brehm, the undersigned complainant being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about August 12, 2009, in Union County, District of New Jersey and elsewhere, defendants did:

knowingly and intentionally conspire and agree with each other and others to distribute and to possess with intent to distribute 500 grams or more of cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Section 841(a) and (b)(1)(B), and in violation of Title 21, United States Code, Section 846.

I further state that I am a Special Agent with Immigration and Customs Enforcement and that this complaint is based on the following facts:

SEE ATTACHMENT A



Colleen Brehm  
Special Agent  
Immigration and Customs Enforcement

Sworn to before me and subscribed in my presence,

August 26, 2009

Date

at

Newark, New Jersey

City and State

Honorable Mark Falk  
United States Magistrate Judge



Signature of Judicial Officer

ATTACHMENT A

I, Colleen Brehm, am a Special Agent of Immigration and Customs Enforcement. Based upon my investigation and my discussions with other individuals involved in this investigation, I have knowledge of the following facts:

SUMMARY

1. On or about August 12, 2009, in Elizabeth, Union County, New Jersey, JOSEPH JAMES and PAUL NUNEZ-VARGAS arrived in the vicinity of two gas stations in a Mercedes registered to "Joseph J. James." JOSEPH JAMES exited the Mercedes with a plastic bag. In connection with an ongoing investigation, members of law enforcement approached and spoke to JOSEPH JAMES who stated in sum and substance that he was present in the area to do "something that I know I shouldn't be doing," to engage in a "transaction" and that he was going to buy "3 keys," (which law enforcement took to mean 3 kilograms of narcotics). JOSEPH JAMES also stated in sum and substance that his bag he was carrying contained money. Law enforcement seized the bag and recovered approximately \$75,000 from within the bag. JOSEPH JAMES also stated in sum and substance that the car he arrived in (the Mercedes) contained "more money."

2. At the request of law enforcement PAUL NUNEZ-VARGAS exited the Mercedes. Law enforcement recovered an additional approximately \$22,500 from within the Mercedes. PAUL NUNEZ-VARGAS initially stated in sum and substance that he did not know anything about the money; and then stated in sum and substance that the money belonged to his friend, and that he had come to Elizabeth to purchase narcotics with the money.