UNITED STATES DISTRICT COURT

for the

District of New Jersey

ORIGINAL FILED
DEC 02 2009
WILLIAM T. WALSH, CLERK

United States of America
v.
FRANCISCO LOPEZ SILVA,
a/k/a "Humberto Rivera Sanchez"

Defendant

Case No. 09-5551 (KMW)

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 of _____ in the county of Camden in the _____ District of New Jersey, the defendant violated _____ U. S. C. § _____, an offense described as follows:

21 U.S.C. 846 (drug distribution conspiracy)

See Attachment A

This criminal complaint is based on these facts:

See Attachment B

☑ Continued on the attached sheet.

SA Jacob Archer FBI
Complainant's signature

SPECIAL AGENT JACOB ARCHER, FBI
Printed name and title

Sworn to before me and signed in my presence.

Date: 12/2/09

Judge's signature

City and state: Camden, New Jersey

HONORABLE KAREN M. WILLIAMS, USMJ
Printed name and title

CONTENTS APPROVED

UNITED STATES ATTORNEY

By: _____

KEVIN T. SMITH, AUSA

Date: December 2, 2009

ATTACHMENT A

From in or about February 2009, to in or about December 2009, at Camden and Atlantic Counties, in the District of New Jersey, and elsewhere, defendant

FRANCISCO LOPEZ SILVA,
a/k/a "Francisco Lopez," a/k/a "Francisco Silva Lopez,"
a/k/a "Francisco Lopez-Silva," a/k/a "Francisco Silva,"
a/k/a "Humberto Rivera Sanchez,"

did knowingly and intentionally conspire and agree with others to distribute and to possess with intent to distribute 50 grams or more of methamphetamine, Schedule III controlled substance, contrary to Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

In violation of 21, United States Code, Section 846.

ATTACHMENT B

COMPLAINT AFFIDAVIT

I, Jacob B. Archer, am a Special Agent with the Federal Bureau of Investigation and have been so employed since February 2009. I am assigned to the South Jersey Resident Agency, Philadelphia Division, and investigate gang and drug trafficking organizations in the counties of Camden, Gloucester, and Salem, New Jersey. Prior to my employment as a Special Agent, I served approximately seven years as a police officer in New Jersey. During that time I investigated numerous cases involving gangs and drugs including, but not limited to, cases involving the use of confidential informants, undercover officers, and electronic surveillance. I have personally participated in this investigation and am aware of the facts contained herein based upon my own investigation as well as my discussions with other law enforcement officers having knowledge of the case from their participation in the investigation as well. I have not included all of the facts known to me in this affidavit, just those facts which I believe necessary to establish probable cause to support this Complaint.

I. THE INVESTIGATION

A) Origination

1. In February 2008, law enforcement members of the Philadelphia/Camden High Intensity Drug Trafficking Area ("HIDTA") task force, which includes members of the Federal

Bureau of Investigation,[1] began investigating a suspected international drug trafficking organization. Subsequent investigation uncovered criminal activities conducted by Rafael Vasquez, Antonio Leon, Efrain Fregozo-Torres a/k/a Alverto Murillo, Juan Santiaguin, a/k/a Juan Antonio Perea, Javier Tijerin, Jose Vasquez, Francisco Lopez Silva, a/k/a Francisco Lopez, a/k/a Francisco Silva Lopez, a/k/a, Francisco Lopez-Silva, a/k/a, Francisco Silva, a/k/a, Humberto Rivera Sanchez, Carmen Lopez Hernandez, and others from at least March 2009 until the present.

2. Based on HIDTA's investigation, Rafael Vasquez, Antonio Leon, Efrain Fregozo-Torres, Juan Santiaguin, Javier Tijerin, Jose Vasquez, Silva Francisco Lopez, and Carmen Lopez Hernandez have been identified as being associated with a criminal enterprise engaged in narcotics and weapons trafficking, which is known to operate in Camden County and surrounding areas. Specifically, Rafael Vasquez, Antonio Leon, Efrain Fregozo-Torres, Juan Santiaguin, Javier Tijerin, Jose Vasquez, Francisco Lopez Silva, and Carmen Lopez Hernandez have engaged or conspired to engage, among other things, in the distribution of crystal methamphetamine, methamphetamine, cocaine in violation of 21 U.S.C. §§ 846 and 841(a), and that unlawful possession and sale of automatic and semi-automatic

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[1] "HIDTA" is acronym for "High Intensity Drug Trafficking Area." The Camden Initiative of the Philadelphia / Camden HIDTA is tasked with investigating and disrupting drug trafficking activities in and around Camden, New Jersey, and to seek the arrest and prosecution of those involved. The Camden HIDTA is comprised of state and county law enforcement agencies from the Camden County and Gloucester County Prosecutors' Offices and the New Jersey State Police, as well as officers and detectives from several surrounding local law enforcement agencies which are partnered with many federal law enforcement agencies including the Federal Bureau of Investigation, Immigration and Customs Enforcement, Internal Revenue Service, Bureau of Alcohol, Tobacco, Firearms & Explosives, and the Drug Enforcement Administration.

firearms, and are conspiring with others to do the same, in violation of 18 U.S.C. §§ 371, 922(a) and 922(o).

B) Summary of Investigative Methods

3. HIDTA task force members utilized, among other things, dialed number recorders (pen registers and/or trap and trace devices), recorded conversations, court authorized wiretaps, physical and electronic surveillance, and the seizure or undercover purchase of narcotics and weapons associated with this criminal enterprise.

4. Further, in connection with this investigation, New Jersey state court-authorized wire interceptions were in place from July 20, 2009 through the date of this complaint. The Honorable Samuel D. Natal and the Honorable Irvin J. Snyder both of the Superior Court of the State of New Jersey, Camden County, authorized various electronic surveillance techniques relating to the telephones of Rafael Vasquez and Antonio Leon. The electronic surveillance authorizations are as follows:

   a. On April 21, 2009, Officer Justin Mastalski and Investigator Robert Ferris met with the Honorable Samuel D. Natal, J.S.C. They presented Judge Natal with an application for a Pen Register on cellular telephone facility (609) 404-8895, utilized by Rafael Vasquez. Judge Natal reviewed the application and issued an Order for a Pen Register on telephone facility (609) 404-8895 (SDN CAM 45 CDW 09).

   b. On June 16, 2009, Officer Justin Mastalski and Investigator Robert Ferris met with the Honorable Irvin J. Snyder, J.S.C. They presented Judge Snyder with an

application for a Pen Register on cellular telephone facility (609) 338-0026, utilized by Rafael Vasquez. Judge Snyder reviewed the application and issued an Order for a Pen Register on telephone facility (609) 338-0026 and any other telephone facility utilized by Rafael Vasquez (IJS CAM 21 CDW 09).

c. On July 17, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and was granted an Order (SDN-CAM-11WT-09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in-progress trace on cellular telephone facility (609) 338-0026 and any other phone utilized by Rafael Vasquez. The effective date of the Order was established as July 20, 2009, at 12:00 p.m. (noon). The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

d. On August 18, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and was granted an Order to Extend (SDN-CAM-11WT-09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in-progress trace on cellular telephone facility (609) 338-0026 and any other phone utilized by Rafael Vasquez. The effective date of the Order was established as August 19, 2009, at 11:59 a.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

e. On August 26, 2009, Investigator Robert Ferris met with the Honorable Irvin J. Snyder, J.S.C. and presented Judge Snyder with an application for a Pen Register

on cellular telephone facility (609) 536-1136, utilized by Antonio Leon. Judge Snyder reviewed the application and issued a Warrant for a Pen Register on telephone facility (609) 536-1136 (IJS CAM 27 CDW 09).

f. On August 27, 2009, Investigator Robert Ferris met with the Honorable Irvin J. Snyder, J.S.C. and presented Judge Snyder with an amended application for a Pen Register on cellular telephone facility (609) 536-1136, utilized by Antonio Leon. Judge Snyder reviewed the application and issued a Warrant for a Pen Register on telephone facility (609) 536-1136 (IJS CAM 27 CDW 09A).

g. On September 3, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and was granted an Order (SDN-CAM-13WT-09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in-progress trace on cellular telephone facility (609) 536-1136 utilized by Antonio Leon. The effective date of the Order was established as September 3, 2009, at 6:00 p.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

h. On September 17, 2009, Investigators Robert Ferris and Jeffery Dunlap appeared before the Honorable Samuel D. Natal, J.S.C., and were granted an Order to Extend Two (SDN-CAM-11WT-09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in-progress trace on cellular telephone facility (609) 338-0026 and any other phone utilized by Rafael Vasquez. The effective date of the Order was

established as September 18, 2009, at 11:00 a.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

i. On September 17, 2009, Investigators Robert Ferris and Jeffery Dunlap appeared before the Honorable Samuel D. Natal, J.S.C., and were granted a Warrant for use of a tracking device (SDN-CAM-85CDW-09) authorizing the installation and use of a signal monitoring and tracking device on a gray four door Nissan Maxima, bearing Pennsylvania Temp tag 1849315, which was located on the rear license plate area of the vehicle, and being regularly operated by Antonio Leon. The effective date of the Order was established as September 17, 2009 and the device should be installed within ten days of days of the date of issuance of this warrant. The Warrant may be utilized twenty-four (24) hours per day, seven (7) days a week, Monday through Sunday inclusive, for a period of time, not to exceed thirty (30) days from the issuance of this warrant. The tracking device was installed on September 23, 2009.

j. On October 2, 2009, Investigators Robert Ferris and Jeffrey Dunlap appeared before the Honorable Samuel D. Natal, J.S.C., and were granted an Extension Order (SDN-CAM-13WT-09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in-progress trace on cellular telephone facility (609) 536-1136 utilized by Antonio Leon. The effective date of the Order was established as October 3, 2009, at 4:00 p.m. The Order authorized the herein described interceptions for a period of thirty

(30) days from the effective date and time.

k. On October 15, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and was granted an Order (SDN CAM 15WT 09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in progress trace on cellular telephone facility (856) 433 7323 utilized by Efrain Fregozo-Torres. The effective date of the Order was established as October 17, 2009, at 3:00 p.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

l. On October 28, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and was granted an Order (SDN CAM 16WT 09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in progress trace on cellular telephone facility (609) 536 0271 utilized by Antonio Leon. The effective date of the Order was established as October 28, 2009, at 7:00 p.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

m. On November 12, 2009, Investigator Robert Ferris appeared before the Honorable Samuel D. Natal, J.S.C., and were granted an Order (SDN CAM 17WT 09) authorizing the interception of cellular wire and electronic communications and maintenance of a Dialed Number Recorder with in progress trace on cellular telephone facility (614) 205-9079 utilized by Juan Santiaguin and/or Efrain

Fregozo-Torres. The effective date of the Order was established as November 12, 2009, at 7:00 p.m. The Order authorized the herein described interceptions for a period of thirty (30) days from the effective date and time.

5. Authorization was granted by Judges of the Superior Court of New Jersey for state authorities to disclose all relevant materials regarding the above New Jersey state court-authorized electronic surveillance for use any federal application in connection with the enforcement of federal criminal law. Said authorization was granted under the following orders:

   a. By Orders dated October 28, 2009 and November 2, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-10WT-09;

   b. By Order dated November 2, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-11WT-09;

   c. By Order dated November 2, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-13WT-09;

   d. By Order dated November 2, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-15WT-09;

   e. By Order dated November 30, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-16WT-09; and

   f. By Order dated December 2, 2009, signed by the Honorable Samuel D. Natal, J.S.C., regarding SDN-CAM-17WT-09.

6. Multiple undercover law enforcement officers were utilized in support of this investigation. When introduced throughout this affidavit, they will be referred to as

"UC#1" and so on. One law enforcement officer in particular was capable of making controlled purchases of crystallized methamphetamine and firearms, and consensually record various conversations.

7. In addition to the above-described investigation techniques, physical and electronic surveillance methods were employed. On several occasions video and/or still photograph recordings of certain meetings and events were obtained. These recordings confirmed that participation of several of the herein described suspects in criminal transactions and their membership in the conspiracy.

II. THE CONSPIRACY

A) LIST OF CERTAIN KNOWN MEMBERS OF THE CONSPIRACY

- Rafael Vasquez
- Antonio Leon
- Efrain Fregozo-Torres, a/k/a "Alverto Murillo"
- Juan Santiaguin, a/k/a "Juan Antonio Perea"
- Javier Tijerin Gonzalez
- Jose Vasquez
- Francisco Lopez Silva, a/k/a "Francisco Lopez," a/k/a "Francisco Silva Lopez," a/k/a "Francisco Lopez-Silva," a/k/a, "Francisco Silva," a/k/a "Humberto Rivera Sanchez;" and
- Carmen Lopez Hernandez

B) SUMMARY OF THE CONSPIRACY

8. The following summary does not incorporate every fact of the conspiracy but instead provides a general understanding of same.

a. In March 2009, an individual known to law enforcement to be involved in criminal activity unwittingly introduced Rafael Vasquez to UC#1 for the purpose of furthering a drug relationship. Rafael Vasquez subsequently sold drugs and firearms to UC#1. During the course of dealings between UC#1 and Rafael Vasquez, Rafael Vasquez introduced Antonio Leon, Rafael Vasquez's supplier, to UC#1 who subsequently sold drugs and firearms directly to UC#1 and UC#2.

b. On September 6, 2009, Javier Tijerin Gonzalez and Jose Vasquez assisted Rafael Vasquez in selling two firearms UC#1 and UC#2 at a farm in Hammonton, New Jersey. Both firearms were determined to be assault weapons, one of which was fully automatic.

c. During the course of electronic surveillance, HIDTA determined Antonio Leon's crystal methamphetamine and methamphetamine supplier to be Juan Santiaguin. In turn, further investigation determined Juan Santiaguin's supplier of crystal methamphetamine and methamphetamine to be Efrain Fregozo-Torres.

d. On November 6, 2009, Francisco Lopez Silva and Carmen Lopez Hernandez transported crystal methamphetamine from an Ohio supplier to New Jersey with the intent of delivering it to Efrain Fregozo-Torres. Lopez and Hernandez were subsequently intercepted in their vehicle and arrested by police in Camden County, New Jersey. A search warrant was issued for their vehicle and the corresponding search uncovered two pounds of suspected crystal

methamphetamine in a trap (hidden compartment) under the rear seat.

C) IDENTIFICATION AND ROLES OF KNOWN MEMBERS OF THE CONSPIRACY

1) Rafael Vasquez

9. The Affiant is of the opinion, based upon his training and experience and facts developed throughout this investigation, that Rafael Vasquez is involved in an ongoing conspiracy to distribute cocaine, crystallized methamphetamine, methamphetamine, and firearms. It is my opinion that Rafael Vasquez has, during the course of this investigation, conspired with two or more persons in a scheme or course of conduct to unlawfully manufacture, distribute, dispense, or bring into the State of New Jersey a controlled dangerous substance, acts as a financier, or as an organizer, supervisor, or manager of at least one other person, and distributes firearms as a part of that conspiracy.

10. With the aforementioned information in mind, a background investigation was conducted on Rafael Vasquez. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission, National Crime Information Center (NCIC), and the Hammonton Township Police Department Detective Bureau.

11. Based upon this investigation, including surveillances, law enforcement believes that Rafael Vasquez resides at 818 12th Street, Hammonton, New Jersey.

12. A check with the National Crime Information Center revealed a criminal history for Rafael Vasquez, DOB 12/08/1972, SBI#856140B, FBI#533139RA0 and a social security number 620-74-3526. According to the criminal history, Vasquez was arrested in November 1992 for shoplifting by the Hammonton Police Department. He was found

guilty by the Hammonton Township Municipal Court.

13. A check of the New Jersey Motor Vehicle Commission revealed a driver's license for Rafael Vasquez, DOB: 12/08/1972, 548 Pleasant Mills, Hammonton, NJ. The New Jersey Drivers License has an identification number of V07616380012727 and was suspended at the time of the check.

14. On March 30, 2009, UC#1 was advise by an individual known to law enforcement to be involved in drug trafficking that he/she had a friend who could supply UC#1 with significant quantities of narcotics, particularly cocaine at $34,000 per kilogram. This individual referred to his/her friend who could supply the cocaine as "Rafa." Arrangements were made to meet the following day. When arrangements could not be made for UC#1 and "Rafa" to meet the following day, UC#1 told this individual to provide "Rafa" his (UC#1's) Nextel direct connect number and have "Rafa" contact him so they could arrange a meet. On March 31, 2009, "Rafa" contacted UC#1 via UC#1's Nextel direct connect number and arrangements were made to meet the following day.

15. On April 1, 2009, UC#1 met with Rafael Vasquez in Berlin, NJ. During the conversation between UC#1 and Rafael Vasquez they discussed purchasing kilogram quantities of cocaine. UC#1 advised Rafael Vasquez that he wanted to purchase several kilograms of cocaine but wanted a sample prior to purchasing a whole kilogram. Rafael Vasquez then provided a sample (approximately one gram) of cocaine to UC#1 who took the sample and told Vasquez that he would need a bigger sample to show his (UC#1's) organization. Thereafter, UC#1 and Vasquez discussed arranging the sale to UC#1 of a four and one half ounce sample of cocaine to start with. The conversation between Vasquez and UC#1

was audio/video recorded. The evidence was field-tested and produced a positive reaction for cocaine and then placed into evidence. At the conclusion of the undercover meet with Vasquez, surveillance units followed him from 23 White Horse Pike, Berlin, NJ to 818 12th St, Hammonton, New Jersey.

16. On April 16, 2009, UC#1 ordered four and a half ounces of cocaine from Rafael Vasquez and met later that day Rafael Vasquez to purchase the requested CDS. Once inside of the undercover vehicle, Rafael Vasquez handed CW#1 a black plastic bag that contained five clear plastic sandwich bags each containing a white rock substance, consistent with four and a half ounces of cocaine. After a brief examination of the cocaine, UC#1 handed Rafael Vasquez $4,500 in US currency.

17. As Rafael Vasquez was exiting the undercover vehicle, he asked UC#1 if he was interested in "Crystal." UC#1 understood this to mean crystallized methamphetamine, commonly referred to as "Ice" or "Crystal" or "Glass." This is a summary of the this portion of the conversation between UC#1 and Vasquez which occurred on April 16 2009. UC#1 advised Rafael Vasquez that he was not too familiar with "Ice" but if it is about making money he (UC#1) was interested. UC#1 advised Rafael Vasquez that he would have to teach him (UC#1) about it, referring to the crystallized methamphetamine. Rafael Vasquez advised UC#1 that he could give him a sample of the methamphetamine to look at. Rafael Vasquez advised that the methamphetamine sells for $40,000 per pound, $2,500 per ounce and $200 per gram. Rafael Vasquez advised that the methamphetamine was being produced in Mexico and being brought up by a friend to him (Vasquez). During the course of their conversation Vasquez advised that the

methamphetamine is popular in Hammonton and surrounding areas. The conversation between UC#1 and Rafael Vasquez was recorded. The purported cocaine field-tested positive for cocaine. The recording and evidence were later placed into evidence.

18. On May 28, 2009, UC#1 ordered four and a half ounces of cocaine from Rafael Vasquez. Arrangements were made to meet the following day to purchase the CDS. On May 29, 2009, UC#1 met with Rafael Vasquez in Berlin, NJ. Another unknown Hispanic male, who was accompanying Vasquez and sitting in the front passenger seat of a white Ford F-150 pick-up truck arrived with Vasquez who was driving. Vasquez exited the driver side of the white Ford F-150 pick-up truck carrying a medium size yellow flashlight and entered the undercover vehicle. This is a summary of the conversation that took place between UC#1 and Rafael Vasquez. Rafael Vasquez handed UC#1 the medium size yellow flashlight. Upon opening the flashlight, UC#1 observed five individual clear plastic sandwich bags each containing a large white rock-like substance purported to be the four and a half ounces of cocaine that UC#1 had ordered from Rafael Vasquez. UC#1 handed Rafael Vasquez a plastic bag containing the $4,500 in United States currency as payment for the cocaine. UC#1 then instructed Rafael Vasquez to count the money in front of him so that there would not be any problems. While Rafael Vasquez was counting the money, UC#1 explained to Vasquez that he needed to make contact with the who introduced them because this individual was supposed to get UC#1 some "toys" (referring to guns). Rafael Vasquez explained that this individual had one of Vasquez's guns – a nine millimeter pistol. Vasquez said that if he did not make contact with this individual, that he (Vasquez) could find UC#1 some "guns" in his area. Rafael Vasquez

advised UC#1 that the prices for the guns vary from three to five hundred dollars ($300-$500). Rafael Vasquez also said that he will check on the availability of guns for UC#1 to which UC#1 advised Vasquez to call immediately once he acquired any. After counting the money Rafael Vasquez started putting some of the money inside the flashlight and some in his front pockets. At that time, Rafael Vasquez reached into his left front pants pocket and removed a small black tinted zip-lock bag containing a white rock-like substance. As Vasquez handed it to UC#1, he stated that this was "Meth." Rafael Vasquez also said that an ounce of "Meth" is going for $1000. Vasquez explained that he did not have any "Crystal Meth" available at that time. Vasquez further stated that that whoever tries the "Meth" would get a better effect if they sniff it. Rafael Vasquez explained that once he gets more "Crystal Meth" he would give UC#1 a sample. Vasquez explained that the "Crystal Meth" can be smoked, sniffed or injected. The sample of suspected methamphetamine was later field-tested with positive results for the presence of methamphetamine. The methamphetamine sample and recording were placed in evidence.

19. On July 20, 2009, the electronic surveillance of Rafael Vasquez began under Court Order SDN CAM 11WT 09. Numerous conversations pertinent to this investigation were captured occurring over Rafael Vasquez's cellular telephone. Only certain conversations are detailed herein.

20. On July 29, 2009, UC#1 called Rafael Vasquez and asked Vasquez if he had some "Glass," referring to crystallized methamphetamine. Vasquez told UC#1 that he had a half-pound left. Rafael Vasquez then told UC#1 that a half-pound was expensive and that

it would cost $15,000. UC#1 told Rafael Vasquez he was talking about purchasing an ounce. Vasquez told UC#1 that an ounce would cost "2.5," which UC#1 understood this to mean, $2,500. Arrangements were made to meet the following day.

21. On July 30, 2009, UC#1 learned from Rafael Vasquez that he would not be able to meet UC#1 that day but that he (Vasquez) would send someone else to conduct the CDS transaction with UC#1. Prior to UC#1 arriving to the prearranged meet location, the Risqué Video parking lot, located at 23 White Horse Pike, Berlin, New Jersey, surveillance officers observed Antonio Leon arrive to the meet location. When UC#1 arrived, Leon exited his vehicle and entered the undercover vehicle. Once inside of the undercover vehicle, Leon gave UC#1 a clear plastic sandwich bag that contained the purported one ounce of crystallized methamphetamine. Upon inspection of the CDS UC#1 provided Leon with $2,500 in United States Currency, the price agreed upon between UC#1 and Rafael Vasquez. During the undercover meet UC#1 asked Leon regarding the whereabouts or availability of Rafael Vasquez. Leon said Vasquez was busy and that Vasquez asked Leon to come meet with UC#1 in his (Vasquez's) place. UC#1 asked if he was to call him (Leon) or Vasquez if he needed anything else. Leon said UC#1 could call him (Leon) or Rafael Vasquez. Leon provided his Nextel direct connect number ot UC#1 and told UC#1 that he could call him "Tony." This undercover meet was video/audio recorded. The CDS was field-tested and produced a positive reaction for methamphetamine.

22. On September 4, 2009 at approximately 9:57 pm, Rafael Vasquez called UC#1. During this conversation, Rafael Vasquez told UC#1 that he has some "Big Toys," referring to

firearms. Rafael Vasquez told UC#1 that the source of the firearms wanted $6,000 for two AK-47's, referring to a type of firearm. UC#1 told him that he was interested in purchasing the firearms and would call him the following day around 10:00am. Rafael Vasquez told UC#1 that the source of the firearms could bring the firearms and he could look at them and decide if he wanted to buy them. Thereafter, through a series of conversations between UC#1 and Rafael Vasquez, arrangements were made to meet on September 6, 2009 in Hammonton, New Jersey, to conduct the firearms deal.

23. On September 6, 2009, law enforcement officers met for the purpose of an undercover purchase of two firearms from Rafael Vasquez. Prior to this operation it was decided that UC#2 would accompany UC#1 during the undercover purchase, chiefly for security reasons but also for other investigative reasons. At approximately 10:28 am, UC#1 contacted Rafael Vasquez and told him that he (UC#1) was ready to meet with Vasquez. Rafael Vasquez provided UC#1 with the address - 548 Pleasantville Road in Hammonton, New Jersey - where UC#1 was to travel to and meet with Vasquez. UC#1 asked if the address was a house or an apartment to which Rafael Vasquez responded that it was a blueberry farm. UC#1 told him he would call when he was close. Through this investigation, law enforcement recognized this address as Variety Farms, an agricultural location in Hammonton, New Jersey which grows blueberries sold under the "Diamond Blueberry" label. At approximately 11:00 am, UC#1 arrived to the Food Basket Store, a variety store and delicatessen on Pleasantville Road in Hammonton, and thereafter contacted Rafael Vasquez. Rafael Vasquez told UC#1 to wait for him there. A short time later, Rafael Vasquez arrived in his white Ford F 150 pick up truck bearing New

Jersey registration VPS 97E. Rafael Vasquez was accompanied by two unknown Hispanic males in his vehicle, who were later identified as Javier Tijerin Gonzalez and Jose Vasquez. Rafael Vasquez instructed UC#1 and UC#2 to follow him. They departed Food Basket Store and went across the street to Variety Farms and proceeded into the back of the farm a distance from Pleasantville Road. They stopped in the area identified by signs as "Camp 2," an apparent building where migrant farm workers lived. After a brief conversation, Rafael Vasquez introduced the two males to UC#1 and UC#2 as Jose and Javier. Rafael Vasquez opened up the rear cover to the bed of his white Ford F 150 pick up truck and pointed to a blue bag. As UC#1 and Rafael Vasquez were talking, UC#2 inspected the weapons. Jose and Javier assisted UC#2 by showing him the weapons. Specifically, Jose lifted and presented UC#2 the first weapon, which was a black AK 47 styled assault rifle. Javier lifted and presented UC#2 the second weapon, which appeared to be a submachine gun with a folding stock, which was later identified as a Yugoslavian M 56 fully automatic assault weapon. Jose and Javier then began to explain and demonstrate for UC#2 their understanding of how to operate and fire the respective weapons. Rafael Vasquez provided fourteen (14) 7.62 x 35mm rounds of ammunition to UC#1 for the AK 47 style firearm and told him an unidentified individual was on the way with ammunition for the other assault rifle, later identified as an M 56, but was running late. UC#1 provided Rafael Vasquez with the agreed upon price of $6,000 for the two firearms. During their conversation, Rafael Vasquez told UC#1 that the guy who supplied the guns was waiting on the arrival of one hundred pounds of marijuana. UC#1 told Rafael Vasquez he had to go and to call him once he (Rafael

Vasquez) received the ammunition and they could meet again later that week to acquire the ammunition.

24. 23. A subsequent review of the two firearms purchased by UC#1 and UC#2 from Rafael Vasquez, who was assisted by Jose Vasquez and Javier Tijerin Gonzalez, revealed the following:

a. AG-47, 7.62x39 Assault rifle with magazine, Serial #005205;

b. M-56, Yugoslavian assault rifle with magazine, Serial #S-35-288-4; and

c. Firearm trace inquiries were not conducted with regard to either of these individuals or firearms, chiefly because of the active presence within this investigation of undercover officers. A firearms trace inquiry could possibly result in notification of a person or persons connected with or a subject of this investigation which could place the safety of the undercover officer(s) in jeopardy.

25. Moreover, it is my opinion based upon my training and experience that Rafael Vasquez and Antonio Leon work together in this illegal narcotics and firearms distribution enterprise. This opinion is based upon conversations intercepted under SDN-CAM-11WT-09. In several intercepted conversations between Rafael Vasquez and his CDS customers, Vasquez would receive an order for CDS from a customer, if Vasquez did not have the desired amount of CDS available, he would tell his customer he would call them back. Vasquez would then call Leon to see if he could get the CDS for the customer.

2) Antonio Leon

26. The Affiant is of the opinion, based upon his training and experience and facts developed throughout this investigation, that Antonio Leon is involved in an ongoing conspiracy to distribute cocaine, crystallized methamphetamine, methamphetamine, and firearms. It is my opinion that Antonio Leon has during the course of this investigation conspired with two or more other persons in a scheme or course of conduct to unlawfully manufacture, distribute, dispense, or bring into this State a controlled dangerous substance, and acts as a financier, or as an organizer, supervisor, or manager of at least one other person.

27. With the aforementioned information in mind, a background investigation was conducted on Antonio Leon. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission, National Crime Information Center (NCIC), and the Hammonton Township Police Department Detective Bureau.

28. Based upon this investigation, including surveillances, law enforcement believes that Antonio Leon resides at 303A Washington Street., N., Hammonton, New Jersey.

29. A check with the National Crime Information Center revealed no criminal history for Antonio Leon.

30. A check of the New Jersey Motor Vehicle Commission revealed a driver's license for Antonio Leon, 317 North 2nd Street, Hammonton, New Jersey. The New Jersey Drivers License has an identification number of L2605 05400 06742 and was currently suspended. A further check revealed no vehicles registered to Antonio Leon.

31. As noted above in paragraph 20 above, on July 30, 2009 Rafael Vasquez sent Leon to meet with UC#1 to complete the sale to UC#1 for Vasquez of one ounce of crystallized methamphetamine for $2,500.

32. On August 14, 2009, at approximately 6:30pm, Antonio Leon, utilizing Nextel direct connect number 168*752087*10, contacted UC#1. During this conversation, Leon told UC#1 that he had "white sneakers," available, referring to what UC#1 understood to mean cocaine. UC#1 told Rafael that he would check around to see if anyone needed cocaine and would get back to him. UC#1 then asked if he should call him (Leon) or Rafael Vasquez. Leon told UC#1 that he could deal with him (Leon) directly as well as Vasquez.

33. It is my opinion, as well as UC#1's opinion based upon the above conversation and this investigation that Leon is supplying Vasquez with CDS. It my opinion that since Rafael did not call UC#1 as instructed by Leon in the earlier conversation, Leon has now attempted to take UC#1's business away from Rafael.

34. On August 28, 2009, at approximately 11:09am, UC#1 contacted Antonio Leon with negative results. A short time later, Leon responded to UC#1's call. During the conversation, UC#1 ordered an ounce of crystallized methamphetamine from Leon. UC#1 asked Leon for a price and Leon told him the cost for the ounce of crystallized methamphetamine would be $2,500. UC#1 asked if Leon could meet at the same location they met before, referring to the Risqué Video parking lot. Leon then asked if UC#1 could come to Hammonton to conduct the CDS transaction because he was having trouble finding transportation. UC#1 told Leon he would get back to him. A short time later, UC#1 contacted Leon and asked if Leon could lower the price since he had to travel to the Hammonton area to conduct the CDS transaction. Leon told UC#1 that he would meet him in the same place as before, referring to the Risqué Video parking lot. They

agreed to meet between 3:00 pm and 3:30 pm on this same date (August 28, 2009).

35. On August 28, 2009 at approximately 2:00pm, officers met for the purpose of an undercover purchase between UC#1 and Antonio Leon at the Risqué Video parking lot, located at 23 White Horse Pike, Berlin, New Jersey. Surveillance officers established themselves in the area of the parking lot prior to UC#1's arrival. At approximately 3:00pm, UC#1 arrived at the meet location. At approximately 3:28 pm, Antonio Leon arrived at the meet location. He was driving a gray Nissan Altima with a temporary registration in the rear window. Leon exited his vehicle and entered the passenger side of the undercover vehicle. Once inside of the vehicle, Leon handed UC#1 the purported one ounce of crystallized methamphetamine. After a brief inspection, UC#1 handed Leon $2,500 in US currency in exchange for the CDS. During the conversation, Leon told UC#1 that he was going to talk to someone later this same date regarding the purchase of firearms. UC#1 told Leon to call him once he found something out about the firearms. Leon then exited the vehicle and returned to his vehicle and departed the area. UC#1 returned to a predetermined meet location. The undercover purchase between UC#1 and Antonio Leon was video/audio recorded. The crystallized methamphetamine was later field tested and produced a positive reaction for methamphetamine. The CDS and recordings were placed into evidence.

36. On September 4, 2009, the electronic surveillance of Antonio Leon through a wiretap on his cellular telephone began under Court Order SDN-CAM-13WT-09.

37. On September 23, 2009, the further electronic surveillance of Antonio Leon through a GPS tracking devise upon his gray Nissan Maxima began under Court Order

SDN-CAM-85CDW-09.

38. On September 24, 2009 officers met for the purpose of an undercover meet between Antonio Leon and UC#1 to discuss a purchase of a half pound of crystallized methamphetamine. At approximately 3:00 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), UC#1 contacted Leon via Nextel direct connect number 168*752087*10 [(609) 536-1136]. During the conversation, UC#1 advised Leon that he was in Hammonton at the Walmart and asked if Leon could meet him to talk business. Leon told UC#1 that he would be available in thirty minutes and would meet with him then. At approximately 3:23 pm, Leon departed from 324 French Street, Hammonton, NJ in his gray Nissan Maxima. The FBI Special Operations Group was conducting surveillance from a plane and observed Leon leave. Also the global positioning system (GPS) tracker on Leon's vehicle indicated the vehicle was moving. At approximately 3:25 pm, Leon was observed arriving a Top Notch Detailing, 893 Route 54, Hammonton, NJ. Prior to leaving his house, Leon was contacted by an U/M, who ordered two eight balls of CDS.[2] This conversation was captured under call number 749. Leon departed the detail shop and traveled directly over to UC#1's location at the Walmart parking lot in Hammonton.

39. At approximately 3:34 pm, Leon exited his vehicle and entered UC#1's undercover vehicle. During their conversation, UC#1 told Leon that he had a customer that was interested in purchasing a half pound of crystallized methamphetamine. Leon told UC#1

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[2] Generally, an "eightball" is a reference to one eighth of an ounce or 3.5 grams of a particular controlled substance. Thus, two eightballs would be one quarter of an ounce or approximately 7 grams.

that it was not a problem and he could get one, two, four pounds as long as he had the money. Leon told UC#1 that the cost for a half pound of crystallized methamphetamine was sixteen thousand five hundred dollars ($16,500). UC#1 told Leon he would find out if his customer was interested in purchasing the CDS. Leon told UC#1 he could get the CDS within ten minutes. Leon instructed UC#1 on how to order the desired CDS. Leon told UC#1 that if he wanted a half pound to say he wanted it from the waist down and if he wanted a quarter pound to say he wanted it from the knees down. At approximately 3:41 pm, Leon exited the undercover vehicle and departed. Leon was followed to the area of 309 Central Ave, Hammonton, New Jersey. UC#1 returned to a predetermined meet location. This undercover meet was video/audio recorded and later placed into evidence.

40. On this same date, September 24, 2009, at approximately 4:44 pm, UC#1 contacted Leon. UC#1 ordered a half pound of crystallized methamphetamine from Leon and asked if he could sell it for $16,000. UC#1 told Leon that he would be ready in about fifteen to twenty minutes and would be at the same spot, referring to the Walmart in Hammonton. Leon appeared to not understand what UC#1 was saying to which UC#1 responded and told Leon that he had the "papers", referring to money.

41. Immediately after the above call, Leon called his source of supply, Efrain Fregozo-Torres and advised him that he was in the middle of a deal and needed to meet with him. Arrangements were made to meet at Fregozo-Torres's residence. Surveillance units, with the assistance of a GPS tracking device that was previously placed on Leon's vehicle, followed Leon to 258 Hayes Mill Road, Acto, NJ.

42. On this same date, September 24, 2009, at approximately 5:43 pm, Leon contacted UC#1 and told him that there was a problem. Leon said that he went to the "warehouse", referring to his source of supply's location, (believed to be 258 Hayes Mill Rd, Atco, NJ). Leon said that he was not able to complete it because his friend did not tell him that he had taken the parts out of the warehouse. UC#1 understood this to mean that Leon was not able to get the desired amount of CDS. Leon advised that his source of supply of the crystallized methamphetamine could only get half of what was ordered, referring to a quarter pound instead of a half pound of crystallized methamphetamine. UC#1 told Leon that he would give his customer the money back and told Leon that if there was anything fresh to call him.

43. On October 7, 2009 at approximately 12:13 pm, UC#1 contacted Leon on his Nextel for the purpose of determining if Leon could supply UC#1 a half pound of crystallized methamphetamine. UC#1 told Leon that his people brought him the papers, referring to money. UC#1 asked where they stood, asking if Leon was able to get the half pound of crystallized methamphetamine. Leon told UC#1 he would check and call him back.

44. Shortly after the above conversation with UC#1, on October 7, 2009 at approximately 12:22 pm, Leon talked to Juan Santiaguin, who I believe based upon this investigation, works for Efrain Fregozo-Torres and is Leon's crystallized methamphetamine source of supply.[3] Leon explained to Santiaguin that the guy, (UC#1) has the money and wanted to know if something could be done in regards to the crystal, referring to crystallized

[3] The investigation to date suggests that Efrain Fregozo-Torres is the ultimate supplier of methamphetamine and crystallized methamphetamine who supplies these drugs to Juan Santiaguin. Both individuals have a source-of-supply relationship with Antonio Leon.

methamphetamine. Santiaguin told Leon that he would call the guy and find out. It is my opinion that Santiaguin was going to call Efrain Fregozo-Torres to find out if they could fill UC#1's order for a half pound of crystallized methamphetamine.

45. On this same date, October 7, 2009 at approximately 12:44 pm, Leon received a call from Efrain Fregozo-Torres. Fregozo-Torres told Leon that the minimum he could do was seven bills, referring to $7,000. It is my opinion based upon the price given by Fregozo-Torres that Leon understood that he only had a quarter pound and the cost would be $7000. Leon told Fregozo-Torres he would call the guy (UC#1) and get back to him.

46. On October 7, 2009 at approximately 12:45 pm, UC#1 was contacted by Leon. Leon advised UC#1 that he could only get a quarter pound of crystallized methamphetamine instead of the half pound as requested. UC#1 asked Leon for a number, referring to a price for the quarter pound. Leon told UC#1 that the cost would be $8,000. UC#1 told Leon he would check with his people and get back to him. A short time later, UC#1 contacted Leon and told him he would take the quarter pound for $8,000. Arrangements were then made to meet at the Walmart in Hammonton to conduct the deal later this same date.

47. After the above conversation, Leon called Efrain Fregozo-Torres. It is my opinion based upon my training and experience that Leon asked Fregozo-Torres for a time to pick up the CDS. Fregozo-Torres told Leon he would be home around three in the afternoon. Leon told Fregozo-Torres that the guy already has the money, referring to UC#1 having the money for the quarter pound of crystallized methamphetamine. Fregozo-Torres told Leon that he was on his way back from Atlantic City and would call him once he was ten

minutes from his house.

48. On this same date, October 7, 2009 at approximately 12:00pm, surveillance officers established themselves at Leon's residence, 324 French St, Hammonton, NJ. Surveillance was also established at 258 Hayes Mill Road, Atco, New Jersey at approximately 12:35pm. At approximately 2:00pm, Leon entered his gray Nissan Maxima and departed from his residence. At approximately 2:02 pm, a red Ford Ranger truck arrived at 258 Hayes Mill Road. Surveillance officers followed Leon to 55 Weymouth Road, Hammonton, NJ and then lost sight of him after he departed from this location. At approximately 2:20 pm, surveillance officers reported observing Leon arrive at 258 Hayes Mill Road, Atco, New Jersey. At approximately 2:23 pm, Leon is seen exiting from 258 Hayes Mill Rd. Surveillance officers observe a passenger in Leon's vehicle once it departed from 258 Hayes Mill Rd. Surveillance units followed Leon directly to the Walmart in Hammonton, New Jersey, which was the arranged meet location where UC#1 was to meet Leon to conduct the transaction.

49. At approximately 3:05 pm, UC#1 arrived at the meet location and parked next to Leon's gray Nissan Maxima. Leon then entered the undercover vehicle. Once inside, Leon gave UC#1 a black case. UC#1 opened the case and observed four round bags that contained a white crystal substance, purported to be the quarter pound of crystallized methamphetamine. UC#1 then provided Leon with $8,000 in United States currency in exchange for the CDS. Leon then counted the money and returned to his vehicle. UC#1 was able to see the passenger and recognized him as Efrain Fregozo-Torres from photographs obtained from the Atlantic County Sheriff's Department and a photograph

from the United States Immigration and Customs Enforcement. Leon and Fregozo-Torres were then followed directly back to Leon's residence, 324 French Street, Hammonton, New Jersey. This undercover meet was audio recorded. The CDS was later field-tested and produced a positive reaction for methamphetamine. The CDS and recordings were placed into evidence.

50. It is my opinion based upon my training and experience that Antonio Leon is supplied with crystallized methamphetamine by Efrain Fregozo-Torres. This opinion is based upon conversations intercepted under SDN-CAM-13WT-09, an undercover purchase and surveillance.

3) Efrain Fregozo-Torres a/k/a "Alverto Murillo"

51. The Affiant is of the opinion, based upon his training and experience and facts developed throughout this investigation, that Efrain Fregozo-Torres is involved in an ongoing conspiracy to distribute, crystallized methamphetamine and methamphetamine. It is my opinion that Efrain Fregozo-Torres has during the course of this investigation conspired with two or more other persons in a scheme or course of conduct to unlawfully manufacture, distribute, dispense, or bring into this State a controlled dangerous substance, and acts as a financier, or as an organizer, supervisor, or manager of at least one other person.

52. A search through the New Jersey Motor Vehicle Commission data base revealed an Efrain Fregozo-Torres was issued a traffic ticket in March 2008 in Wildwood Crest, New Jersey. The address provided was 622 Middle Rd, Hammonton, New Jersey. The DOB

listed for Efrain Fregozo-Torres was 5/22/1983.

53. Based upon this investigation, including surveillances, law enforcement believes that Efrain Fregozo-TOrres resides at 258A Hayes Mill Road, Atco, New Jersey.

54. With the aforementioned information in mind, a background investigation was conducted on Efrain Fregozo-Torres. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission and the National Crime Information Center (NCIC).

55. A check with the National Crime Information Center revealed a criminal history for Efrain Fregozo-Torres, DOB: 5/22/1983, SBI# 689328C, FBI# 770386TB9 and a last known address of 600 Middle Rd, Hammonton, New Jersey. The criminal history indicated that the name Efrain Fregozo-Torres is an alias. According to the criminal history, he was arrested in July 2001 by the Hammonton Township Police Department and provided the name "Alverto Murillo" with a date of birth of 05/22/1979. Specifically, on July 20, 2001, he was arrested by the Hammonton Township Police Department for possession of CDS and manufacture/distribution of CDS. In November 2002, he received a felony conviction for manufacture/distribution of CDS, third degree, in the Superior Court of New Jersey, Atlantic County. He received twenty three days confinement in the Atlantic County Correction Facility and two years probation. A photograph was obtained from this arrest.

56. A check of the New Jersey Motor Vehicle Commission discovered a suspended driver's license for Alverto Murillo, 600 Middle Road, Hammonton, NJ. The New Jersey Drivers License has an identification number of M93670170005792, a further check

revealed no vehicles registered to Alverto Murillo. The DOB listed on the driver's license was 5/22/1979.

57. A check with Immigration and Customs Enforcement revealed that on December 6, 2004, Alverto Murillo (Efrain Fregozo-Torres) and others were detained by United States Customs Border Patrol Agents seven miles West of the Douglas, Arizona Port of Entry. All of the individuals, including Murillo (Efrain Fregozo-Torres) were determined to be illegally in the United States. Murillo (Efrain Fregozo-Torres) was advised of his rights and questioned. Murillo (Efrain Fregozo-Torres) stated that he was a citizen of Mexico and not in possession of the required United States Immigration Documentation to enter or remain in the United States. Murillo (Efrain Fregozo-Torres) claimed to have entered the United States illegally on three prior occasions. Murillo (Efrain Fregozo-Torres) stated that his first illegal entry in the United States was in 1998 by walking through the Arizona desert. Murillo (Efrain Fregozo-Torres) stated that he was entering the United States for the purpose of seeking employment in New Jersey. A photograph was obtained from this incident.

58. As previously mentioned above in this application, during the course of an attempted undercover purchase of crystallized methamphetamine on 9/24/09 and an undercover purchase of a quarter pound of crystallized methamphetamine on 10/7/2009, Antonio Leon contacted Efrain Fregozo-Torres and traveled to Efrain's residence 258 A Hayes Mill Rd, Atco, New Jersey to acquire the CDS. During these intercepted conversations Fregozo-Torrezs told Leon he would meet him at his (Fregozo-Torres's) house. Also during the interception of Fregozo-Torres's telephone facility (856) 433-7323 under Court

Order SDN-CAM-15WT-09, it was learned that Fregozo-Torres resided at 258A Hayes Mill Rd, Hammonton, NJ.

59. On September 25, 2009 at approximately 8:21 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), call #798, a telephone call was intercepted from Antonio Leon, utilizing telephone facility (609) 536-1136 to a male later identified as Efrain Fregozo-Torres, aka "Alverto Murillo", utilizing telephone facility 856-503-2052. Det Lance Klein of the Voorhees Police Department monitored the call and Special Agent Lina Ramirez of the Federal Bureau of Investigation (F.B.I.) translated the call. The following is a transcript of their conversation:

EFT: Hey

AL: Pal! What are you doing?

EFT: Nothing, nothing. Having a coffee.

AL: Alright, [UI]. Listen, uhm...how were the numbers? I'm all tangled up don't know what I did.

EFT: Later.

AL: Just give me the numbers to see where we are? [UI]. I have a bunch of numbers there and I don't know when... which it is.

EFT: Oh, from what's left over right?

AL: Yes.

EFT: It's only four dollars pal, that's it.

AL: Oh, okay.

EFT: Remember it used to be 520 and you brought me 320 yesterday.

AL: Yes, yes, okay.

EFT: right?

AL: Okay.

EFT: For sure.

AL: Already, the… the glass you gave me I already moved it all bro.

EFT: Oh yeah?

AL: [UI] are you going to have more for tomorrow?

EFT: Of course bro, I have… I only have the two; those girls are still here [TN: referring to the two UM has].

AL: Alright then, I'll call you tomorrow. Are you going to [UI]?

EFT: Tomorrow I'm not going to work bro. I'm going to be home [laughs] and you?

AL: [laughs], no well no, [UI].

EFT: Well, during the day we could meet and we could go eat somewhere.

AL: Alright bro.

60. It is my opinion based upon my training and experience and the above conversation that Leon is confused on the amount of money owed to Efrain for a prior CDS transaction. Fregozo-Torres told Leon that it was "520" but Leon gave him "320" yesterday. It is my opinion that Leon understood these numbers and understands how much he has to pay Fregozo-Torres. During the conversation Leon told Fregozo-Torres that he moved all of the "glass", Fregozo-Torres gave him. It is my opinion that since "glass" is a term used in this investigation and a common code for crystallized methamphetamine – Leon told

Fregozo-Torres he sold all the crystallized methamphetamine that Fregozo-Torres gave to Leon. Leon then asked Fregozo-Torres if he was going to have more tomorrow, referring to more crystallized methamphetamine. Fregozo-Torres stated, "Of course bro, I have... I only have the two; those girls are still here." It is my opinion that Fregozo-Torres still had a supply of crystallized methamphetamine and Leon intends on meeting with Fregozo-Torres to obtain the CDS.

61. On October 12, 2009 at approximately 9:07 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), call #1502, a telephone call was intercepted to Antonio Leon, utilizing telephone facility (609) 536-1136 from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323. Carlos Delapaz of the Salem City Police Department monitored the call. During this conversation, Fregozo-Torres asked Leon if he was home. Leon told Fregozo-Torres he was at the bar. Fregozo-Torres told Leon he would be over in twenty minutes.

62. Approximately thirty-five minutes later, on October 12, 2009 at approximately 9:51 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), call #737, UC#1 was contacted by Leon on Nextel direct connect number 168*752087*10 (609-536-1136). Leon advised UC#1 that the paint was in from the "waist down". UC#1 understood this code to mean that Leon had a half-pound of crystallized methamphetamine available. UC#1 told Leon that he would call his people the following day and see what they wanted to do and get back to him. UC#1 asked if the price remanded the same, referring to $16,000 for the half pound. It is my opinion that when Fregozo-Torres met with Leon at the bar, Fregozo-Torres told Leon that he has a new

supply of crystallized methamphetamine.

63. The above-described conversations took place on October 12, 2009, shortly after the October 7, 2009 quarter pound crystallized methamphetamine purchase by UC#1 from Leon as outlined in Paragraphs 41 through 49 above. As noted above, the initial request by UC#1 was to purchase half a pound of crystallized methamphetamine from Leon. During intercepted conversations captured on October 7th between Fregozo-Torres and Leon, Fregozo-Torres was only able to supply a quarter of a pound and not the full half pound to Leon for him to sell to UC#1 as requested. Based upon the subsequent conversations on October 12th between Fregozo-Torres and Leon and subsequently between Leon and UC#1, it is my opinion that Leon, being supplied by Fregozo-Torres, was attempting to accommodate UC#1's request to purchase half a pound of crystallized methamphetamine.

4) Juan Santiaguin, a/k/a "Juan Antonio Perea"

64. It is my opinion, based upon my training and experience and facts developed throughout this investigation, that Juan Santiaguin is involved in an ongoing conspiracy to distribute crystallized methamphetamine within the Camden County and Atlantic County area.

65. With the aforementioned information in mind, a background investigation was conducted on Juan Santiaguin. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission, the Ohio Motor Vehicle Service and the National Crime Information Center (NCIC).

66. Based upon this investigation to include surveillances, law enforcement believes that Juan

Santiaguin resides at 711A Hay Street, Winslow Township, New Jersey.

67. A check with the National Crime Information Center revealed no criminal history for Juan Santiaguin.

68. A check of the New Jersey Motor Vehicle Commission discovered a valid driver's license for Juan M. Santiaguin, 474 E. Stockers Rd, Shamong, NJ. The New Jersey Drivers License has an identification number of S04844157401802. A further check revealed no vehicles registered to Santiaguin. The DOB listed on the driver's license was 1/31/1980 and the social security number was 624-38-8077. A photograph was obtained.[4]

69. A check of the Ohio Motor Vehicle Service discovered a driver's license for Juan M. Santiaguin, 24 Linden Court, Erial, NJ. The Ohio Drivers License has an identification number of SH454358. The DOB listed on the driver's license was 1/31/1980 and the social security number was 624-38-8077, the same as that listed with New Jersey authorities. A photograph was obtained.

70. A check of Immigrations Customs and Enforcement revealed matching identifiers under the name of "Juan Antonio Perea" indicating a possible alias.

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[4] On or about July 11, 2009, a car stop was performed by Waterford Township, New Jersey police of a vehicle believed to be driven by Juan Santiaguin. Santiaguin was unable to produce a driver's license and gave the Waterford Township officer the name "Juan Antonio Perea" and a date of birth of "January 18, 1989." On November 20, 2009 at approximately 3:00am, cell mapping information tracked "Santiaguin's" phone leaving the area of 172 Hay St., the known residence of "Santiaguin" and travelling to Ohio, and then returning. A female calling "Santiaguin's" phone during the trip referred to him as "Antonio." A subsequent check of records in Ohio and New Jersey found a white Toyota Camry bearing Ohio registration EMA2367 belonging to a Juan Antonio Perea. This is similar to the name the person identified in Waterford Township police on July 11, 2009. Moreover, surveillance units observed "Santiaguin" in a white Toyota Camry meeting with Rafael Vasquez and obtained a partial vehicle registration of EM_2367. Accordingly, law enforcement if of the opinion that Juan Santiaguin also goes by the name Juan Antonio Perea.

71. As previously mentioned in this application, on October 7, 2009 at approximately 12:13 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), call #662, UC#1 contacted Antonio Leon on Nextel direct connect number 168*752087*10 (609-536-1136). UC#1 told Leon that his people brought him the papers, referring to money. UC#1 asked where they stood, referring to whether Leon was able to get the half pound of crystallized methamphetamine. Leon told UC#1 he would check and call him back.

72. Shortly after the above conversation with UC#1, on October 7, 2009 at approximately 12:22 pm, (during the course of the electronic surveillance SDN-CAM-13WT-09), call #1303, a telephone call was intercepted to Antonio Leon, utilizing telephone facility (609) 536-1136 from Juan Santiaguin, utilizing telephone facility (609) 433-7323. Carlos Delapaz of the Salem City Police Department monitored the call. The following is a transcript of the conversation:

AL: Cousin!

JS: What's up bro?

AL: What's going on?

JS: Just here, [UI] getting ready to go home.

AL: [UI]

JS: [UI], what they were going to do.

AL: Listen, uhm.. this guy here called me up.

JS: Yeah?

AL: I don't know if there's a way we can a bit of that glass so he won't leave us.

JS: Oh no, let me uhmm.. let me put this other guy on so you can tell him more or less…

AL: Tell him to give hit you up with something, to see what happens because [UI], the guy says he has the money, I don't know, maybe…

JS: Alright, I'll tell him in a bit.

73. It is my opinion that based upon my training and experience that during this conversation, Leon explained to Santiaguin that the guy, (UC#1) has the money and wanted to know if something could be done in regards to the crystal, referring to crystallized methamphetamine. Santiaguin told Leon that he would call "the guy" and find out. It is my opinion that Santiaguin was going to call Efrain Fregozo-Torres to find out if they could fill UC#1's order of a half pound of crystallized methamphetamine. As previously mentioned in this application, after this call Leon received a call from Efrain Fregozo-Torres who advised that he only had a quarter pound of crystallized methamphetamine available. Thereafter, arrangements were made between Leon and Fregozo-Torres to meet so Leon could pick up the quarter pound of crystallized methamphetamine. Fregozo-Torres then accompanied Leon to the undercover purchase where Leon sold UC#1 that quarter pound of crystallized methamphetamine. See Paragraphs 41 through 49.

74. Based on electronic surveillance of several telephone calls between Efrain Fregozo-Torres and Juan Santiaguin on Wednesday November 18, 2009, Fregozo-Torres instructed Santiaguin to pick-up a re-supply of crystal methamphetamine from Fregozo-Torres's source of supply. Cell tower mapping detected Santiaguin leaving the

area of Hay Street in Winslow Township on Thursday November 19, 2009 at approximately 3:03am. Based upon cell tower information obtained pursuant to SDN-CAM-17WT-09, Santiaguin traveled from New Jersey to Ohio, which we believe is the general location of re-supply for this enterprise based upon arrests that occurred on November 6, 2009 in Winslow Township as detailed below.

75. On November 20, 2009 at approximately 5:59pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 289 between Juan Santiaguin and Efrain Fregozo Torres whereby Santiaguin told Fregozo-Torres that he is on his way, referring to his return trip from Ohio to the Camden County area. Fregozo-Torres instructs Santiaguin to take everything to Santiaguin's house. [During this investigation, a surveillance unit has observed Santiaguin travel to and from his residence located at 172 Hay Street in Winslow Township.] Fregozo-Torres then instructs Santiaguin to call Antonio Leon to let him know to come early tomorrow to pick-up the stuff he needs. Santiaguin then tells Fregozo-Torres he will return around 11:00pm. The cell tower mapping software indicated this phone call originated around Route 70 near the border of Westmoreland and Somerset Counties in the State of Pennsylvania.

76. On November 20, 2009 at approximately 6:32pm, electronic surveillance of SDN-CAM16WT-09 intercepted telephone call number 806 between Antonio Leon and Efrain Fregozo Torres whereby Fregozo-Torres told Leon that "Morro" is on his way but has not arrived yet. I believe "Morro" is a nickname utilized by Fregozo-Torres and Antonio Leon to refer to Juan Santiaguin. Moreover, Fregozo-Torres is telling Leon that Santiaguin will be driving back to his house, which is located at 172 Hay Street in

Winslow Township, New Jersey.

77. On November 20, 2009 at approximately 6:32pm, electronic surveillance of SDN-CAM16WT-09 intercepted telephone direct connect number 157 between Antonio Leon and UC#1, whereby Leon asks UC#1 how are things. UC#1 told Leon he had the money together for tomorrow's planned purchase of an approximate half pound of crystallized methamphetamine. Leon and UC#1 agree to meet tomorrow (November 21, 2009) around 1:00pm.

78. On November 20, 2009 at approximately 10:10pm, surveillance units observed a four door dark colored BMW sedan bearing North Carolina registration YXN6732, and a dark colored Chevrolet Astrovan arrive at a residence at 172 Hay Street in Winslow Township, New Jersey.

79. On November 20, 2009 at approximately 10:43pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 297 between Juan Santiaguin and Efrain Fregozo Torres whereby Santiaguin told Fregozo-Torres that he is home. Fregozo-Torres tells Santiaguin to give Antonio Leon a call and then go see him (Fregozo-Torres) for some "paperwork", which refers to money.

80. On November 20, 2009 at approximately 10:45pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 298 between Juan Santiaguin and Antonio Leon whereby Santiaguin told Leon that he is at his house and that everything is all good. Santiaguin then tells Leon to wait a half hour and then come to his house.

81. On November 20, 2009 at approximately 11:18pm, surveillance units observe the

aforementioned four door dark colored BMW sedan leave 172 Hay Street.

82. On November 20, 2009 at approximately 11:19pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 300 between Juan Santiaguin and Efrain Fregozo Torres whereby Santiaguin asks Fregozo-Torres how much and for what price does he give it to Antonio Leon. Fregozo-Torres responds saying give Leon a whole one, referring to a whole pound of crystallized methamphetamine, for twenty-eight, referring to twenty-eight thousand dollars.

83. On November 20, 2009 at approximately 11:20pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 301 between Juan Santiaguin and Antonio Leon whereby Santiaguin tells Leon to come to his house. Leon states he is coming. Santiaguin asked Leon if he knew where he lived. Leon responded that he did, more or less, stating that Santiaguin's residence was behind the garage.

84. On November 20, 2009 at approximately 11:30pm, surveillance units observe Antonio Leon and Rafael Vasquez arrive at 172 Hay Street in a white Ford F-150 pickup-truck bearing New Jersey registration VPS97E, which is known to be driven by Rafael Vasquez.

85. On November 20, 2009 at approximately 11:33pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 304 between Juan Santiaguin and Antonio Leon whereby Leon tells Santiaguin he is at Santiaguin's house.

86. On November 21, 2009 at approximately 12:38pm, electronic surveillance of SDN-CAM-16WT-09 intercepted direct connect number 160 between Antonio Leon and UC#1, whereby Leon asked UC#1 if he was ready, referring to completing the

prearranged purchase of a half pound of crystallized methamphetamine. UC#1 stated he was on his way and would meet him at the big store, referring to Walmart, located at 55 South White Horse Pike in Hammonton, New Jersey.

87. On Saturday November 21, 2009 at approximately 1:23pm, surveillance units observed Antonio Leon leave the rear of a residence located at 303 Washington Street in Hammonton, New Jersey and get into the passenger side of a red four door Dodge Ram pick up truck, bearing New Jersey registration YSN16T, driven and registered to Paul Neall of 633 North 1 St Road in Hammonton, New Jersey. Neall drives Antonio Leon in the red four door Dodge Ram pick up truck to the parking lot of the Walmart located at 55 South White Horse Pike, in Hammonton, New Jersey. Upon arrival to the Walmart at approximately 1:29pm, Leon exits the Dodge Ram and is observed carrying a large red plastic mug. Leon then enters UC#1's vehicle and exchanges an approximate half pound of crystal methamphetamine for $16,500, which is packaged in a small brown cardboard box. UC#1 reports Leon stored the half-pound of crystallized methamphetamine in the large red plastic mug. At approximately 1:32pm, surveillance units observe Leon exiting UC#1's vehicle with a small brown cardboard box and then re-entering the Dodge Ram. Surveillance units observe Paul Neall drive Leon from Walmart directly to his residence at 303 Washington Street in Hammonton, New Jersey.

88. On November 21, 2009 at approximately 2:07pm, electronic surveillance of SDN-CAM-17WT-09 intercepted telephone call number 339 between Juan Santiaguin and Antonio Leon , whereby Leon tells Santiaguin to come by his house and pick-up the papers, which refers to money owed to Santiaguin as a result of the aforementioned

transaction between Leon and UC#1.

5) Javier Tijerin Gonzalez and Jose Vasquez

89. It is my opinion, based upon my training and experience and facts developed throughout this investigation, that Javier Tijerin Gonzalez and Jose Vasquez are involved in an ongoing conspiracy with Rafael Vasquez to distribute crystallized methamphetamine, cocaine and firearms in the Atlantic County area.

90. With the aforementioned information in mind, a background investigation was conducted on Javier Tijerin Gonzalez and Jose Vasquez. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission, Immigration and Customs Enforcement and the National Crime Information Center (NCIC).

91. Based upon this investigation, including surveillances, law enforcement believes that Javier Tijerin Gonzalez resides at 248 Pleasant Mills Road, Hammonton, New Jersey.

92. Based upon this investigation, including surveillances, law enforcement believes that Jose Vasquez resides at 248 Pleasant Mills Road, Hammonton, New Jersey.

93. A check with the National Crime Information Center revealed no criminal history for neither Javier Tijerin Gonzalez nor Jose Vasquez.

94. A check of the New Jersey Motor Vehicle Commission discovered no valid driver's license for Jose Vasquez. A further check revealed no vehicles registered to Vasquez.

95. A check with Immigration and Customs Enforcement revealed that Javier Tijerin Gonzalez, DOB: 9/17/1969, has a visa and is legally in the Unites States. His visa is due

to expire on February 18, 2012. A photograph was obtained from his visa. UC#1 and UC#2 viewed this photograph and recognized the photo as Javier, who was involved in the firearm deal with Rafael Vasquez and Jose Vasquez on September 6, 2009.

96. A check of work records at Jose Vasquez's place of employment, Variety Farms, Hammonton, New Jersey, uncovered a photo of Jose Vasquez, a date of birth 2/17/60, and an alien visa number of A012009205. A check with Immigration and Customs Enforcement revealed that said alien visa number utilized by Vasquez belonged to a Canadian national with identifying information unrepresentative of Vasquez. To date, HIDTA is unable to find any documentation demonstrating Jose Vasquez is a legal United States resident.

97. It is my belief that Javier Tijerin Gonzalez lives at 248 Pleasant Mills Road in one of the Camps located on the farm, were the farm workers live. This opinion is based upon intercepted telephone conversations between Javier and Rafael Vasquez, in which they refer to the camp.

98. As previously mentioned in this application, on September 6, 2009, officers met for the purpose of an undercover purchase of two firearms from Rafael Vasquez. See Paragraph 22 above. When Rafael Vasquez arrived at the Food Basket Store on Pleasantville Road in Hammonton, he was accompanied by Javier Tijerin Gonzalez and Jose Vasquez. All three being in Rafael Vasquez's white Ford F-150 pickup, escorted UC#1 and UC#2 into Variety Farms to the area of Camp 2 where the ultimate transfer of the two weapons occurred.

99. As noted, Javier Tijerin Gonzalez and Jose Vasquez assisted UC#2 in his inspection of

the two weapons. Specifically, Jose Vasquez lifted and presented UC#2 the first weapon, which was a black AK 47 styled assault rifle. Javier Tijerin Gonzalez lifted and presented UC#2 the second weapon, which appeared to be a submachine gun with a folding stock, which was later identified as a Yugoslavian M 56 fully automatic assault weapon. Jose Vasquez and Javier Tijerin Gonzalez then began to explain and demonstrate for UC#2 their understanding of how to operate and fire the respective weapons.

100. On July 21, 2009 at approximately 5:02pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 108 between Rafael Vasquez and an unidentified male (UM), whereby Rafael Vasquez calls the UM to see if the UM is going to take out "twenty-four" to go get "ice." "Twenty-four" refers to twenty-four hundred dollars and "ice" refers to crystallized methamphetamine. Rafael Vasquez asked the UM if the UM wants to purchase $2,400 of crystallized methamphetamine. Subscriber information for the telephone facility utilized by the UM indicate that the UM's phone is subscribed to Javier Tijerin Gonzalez. It is my opinion that this indicates that Javier Tijerin Gonzalez is not only involved in the sale of firearms with Rafael Vasquez but also in the methamphetamine and crystallized methamphetamine distribution conspiracy.

101. On August 2, 2009 at approximately 2:46pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 578 between Rafael Vasquez and an unidentified male (UM), whereby Vasquez calls the UM to see if the UM wants some of that "mother." Law enforcement is of the opinion that "Mother" is a coded

reference for to drugs. It is my opinion that Rafael Vasquez is asking the UM if the UM wants to purchase drugs. The UM's telephone records list Javier Tijerin Gonzalez as the subscriber.

102. On August 12, 2009 at approximately 3:28pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 1027 between Rafael Vasquez and Jose Vasquez, whereby Rafael Vasquez call Jose Vasquez to speak about "crystal" for an unidentified male. "Crystal" refers to crystallized methamphetamine. Rafael Vasquez is asking Jose Vasquez about a potential crystallized methamphetamine transaction. Subscriber information for the telephone facility utilized by the UM indicate that the UM's phone is subscribed to Jose Vasquez. It is my opinion that this indicates that Jose Vasquez is not only involved in the sale of firearms with Rafael Vasquez but also in the methamphetamine and crystallized methamphetamine distribution conspiracy.

103. On August 19, 2009 at approximately 7:25pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 1393 between Rafael Vasquez and an unidentified male (UM), whereby Rafael Vasquez asks the UM where UM put the "little ball." UM tells Rafael Vasquez that he put the "little ball" behind the seat. "Little ball" refers to an amount of drugs, generally an eighth of one ounce in weight, otherwise known as an "eight ball". An "eight-ball" is typically little in size. Rafael Vasquez is asking the UM where the UM hid drugs on behalf of Rafael Vasquez. The UM's telephone records list Jose Vasquez as the subscriber.

104. On August 21, 2009 at approximately 4:34pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 1493 between Rafael

Vasquez and an unidentified male (UM), whereby Rafael Vasquez instructs the UM to take the "little ball" out of the thermos, which is marked in black ink. "Little ball" refers to an amount of drugs generally an eighth of one ounce in weight, otherwise known as an "eight ball." An "eight-ball" is typically little in size. Rafael Vasquez is telling the UM to retrieve the cocaine from its hidden location inside a thermos. The UM's telephone records list Jose Vasquez as the subscriber.

105. On August 30, 2009 at approximately 3:15pm, electronic surveillance of SDN-CAM-11WT-09 intercepted direct connect call number 1860 between Rafael Vasquez and an unidentified male (UM), whereby Rafael Vasquez speaks with UM about "product." UM tells Rafael Vasquez that he wants the "off color" one not the "white" one for $300. "Product" is generally a coded reference for drugs. Moreover, "off-color" and "white" used in this comparative context specify that the product in question is crystallized methamphetamine or methamphetamine since those colors are typical associated with same. Additionally, previous calls and prior negotiations for the purchase of crystal methamphetamine or methamphetamine indicate an ounce in weight sells for approximately $2,400. Therefore UM's request to purchase $300 would generally constitute one eighth of an ounce which is both a normal distributive amount and a normal price for said amount. The UM's telephone records list Jose Vasquez as the subscriber.

6) Francisco Lopez Silva a/k/a "Francisco Lopez," a/k/a "Francisco Silva Lopez," a/k/a, "Francisco Lopez-Silva," a/k/a, Francisco Silva, a/k/a, "Humberto Rivera Sanchez," and Carmen Lopez Hernandez

106. The Affiant is of the opinion, based upon his training and experience and facts developed throughout this investigation, that Francisco Lopez Silva and Carmen Lopez Hernandez are involved in an ongoing conspiracy to distribute crystallized methamphetamine and methamphetamine. It is my opinion that Francisco Lopez Silva and Carmen Lopez Hernandez have during the course of this investigation conspired with two or more other persons in a scheme or course of conduct to unlawfully manufacture, distribute, dispense, or bring into the State of New Jersey a controlled dangerous substance, acts as a financier, or as an organizer, supervisor, or manager of at least one other person.

107. With the aforementioned information in mind, a background investigation was conducted on Silva Francisco Lopez and Carmen Lopez Hernandez. The investigation included, but was not limited to information derived from the New Jersey Motor Vehicle Commission and the National Crime Information Center (NCIC).

108. Based upon this investigation, law enforcement believes that Francisco Lopez Silva resides at 90 Old Village Drive, Columbus, Ohio.

109. Based upon this investigation, law enforcement believes that Carmen Lopez Hernandez resides at 90 Old Village Drive, Columbus, Ohio.

110. A check with the National Crime Information Center revealed the following for information for Francisco Silva Lopez:

a. Known aliases: Francisco Lopez, Francisco Silva Lopez, Francisco Lopez-Silva, Francisco Silva, and Humberto Rivera Sanchez;

b. Date of Birth: 12/19/1957;

c. Social Security Account Numbers: 616-01-9955, 549-26-8616;

d. FBI number: 699038W10;

e. New Jersey State ID: NJ428300E;

f. California State ID: CA06913730;

g. Alien Resident Number: AR-077070666;

h. Criminal History:

i. 1/22/1981:Charged in California for taking vehicle without owners consent - disposition: bench warrant issued;

ii. 3/19/1981: Charged in California for (1) taking vehicle without owners consent; disposition: pled guilty and (2) receiving known stolen property - disposition: dismissed;

iii. 9/18/1981: Charged in California for taking vehicle without owners consent - no disposition available;

iv. 12/09/1989: Charged in California for battery on person - no disposition available;

v. 8/21/1992: Charged in California for battery on a person - disposition: dismissed; and

vi. 10/04/2004: Charged in California for driving under the influence of alcohol or drugs - disposition: convicted.

111. A check of the New Jersey Motor Vehicle Commission revealed no driver's license for Francisco Lopez Silva.

112. A check with the National Crime Information Center revealed no criminal history for Carmen Lopez Hernandez.

113. A check of the New Jersey Motor Vehicle Commission revealed no driver's license for Carmen Lopez Hernandez.

114. On November 2, 2009 at approximately 6:08 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #146, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from an unknown male "Junior," utilizing telephone facility (609) 922-4154. Detective Jason Dorn of the Atlantic County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

EFT: Hey

J: "Fain" How are you doing papa?

EFT: Good, good Junior just here at home.

J: How are things?

EFT: We are slow around here Junior.

J: Is everything good?

EFT: Yes, yes, but everything is very slow. I saw your call earlier. I was going to try to call you later. Junior, my wife is going to make "tamales" until Friday, this weekend.

J: What?

EFT: I said, my wife is going to make dinner this coming weekend.

J: Oh yea?

EFT: Uh huh.

J: Uhm..uhh...alright.

EFT: I'll, I'll call you. I was told Thursday. She was going to cook Thursday, but

I'm sure, for sure Friday.

J: That's fine, no problem yeah.

EFT: I'll hit you, I'll hit you. I'll call you on Friday or Thursday.

J: Okay, uhm...alright, that's no problem.

EFT: Alright?

J: Yes.

EFT: Alright then, bye.

115. It is my opinion based upon my training and experience, as well as the content of additional intercepted conversations, that in this conversation, Fregozo-Torres told "Junior" that he does not have any CDS available, when he said, "We are slow around here Junior". It is my opinion that when Fregozo-Torres said "Yes, yes, but everything is very slow. I saw your call earlier. I was going to try to call you later. Junior, my wife is going to make "tamales" until Friday, this weekend", Fregozo-Torres has told Junior that he is expecting a shipment of CDS. At the end of the conversation, Fregozo-Torres told Junior he would call him on Friday or Thursday. It is my opinion that Fregozo-Torres was using code when talking to Junior and has let Junior know that he expected to be re-supplied with CDS on Thursday or Friday of this week. It is my opinion that Fregozo-Torres was using code to disguise the conversation in case law enforcement were monitoring his or Junior's telephone facilities.

116. On November 2, 2009 at approximately 8:47 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #148, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from Antonio Leon,

(SDN-CAM-16-WT-09) utilizing telephone facility (609) 536-0271. Detective Jason Dorn of the Atlantic County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

EFT: Hey

AL: Pal!!!

EFT: Oh, what's going on?

AL: I thought you were sleeping already. Did you get the message; it's too early for you to be asleep.

EFT: Oh yea, yea. I did get the call but since I don't have your number I said, "what the hell, who is this? He probably will call back" I said.

AL: Yeah, and [UI] didn't answer either [laughs].

EFT: Alright, alright. What happened pal?

AL: Eh, no well, the white guys pal. I want to know if the gringo's stuff is ready.

EFT: Sure, listen I just talk to them and I was told that for Thursday.

AL: Thursday?

EFT: Uh huh. For Thursday, it will be here Thursday.

AL: Hey.

EFT: Right, I would say to give tell them until Friday.

AL: Okay,

EFT: Thursday it will be ready. I just spoke to the guy today and he said that for sure Thursday, he would be heading down here.

AL: Okay pal.

EFT: I'll give you a call either way on Thursday at whatever time.

AL: Okay. That's fine. Okay, that's what it is pal.

EFT: That's what it is pal.

AL: Okay.

117. It is my opinion based upon my training and experience that in this conversation, when Leon asked, "Eh, no well, the white guys pal. I want to know if the gringo's stuff is ready", Leon was asking if Fregozo-Torres had crystallized methamphetamine available. This opinion is based upon the fact that Fregozo-Torres has been identified as Leon's source of supply for crystallized methamphetamine and undercover conversation between UC#1 and Leon, where Leon told UC#1 that the white guys (gringos) buy a majority of his crystallized methamphetamine. To date, UC#1 has purchased approximately 14 ounces of purported crystallized methamphetamine from Antonio Leon. On one occasion Fregozo-Torres accompanied Leon to the sale after it was picked up from Fregozo-Torres's home. The substance has been field tested and produced a positive reaction for methamphetamine. Fregozo-Torres then told Leon that by Thursday or Friday he would call him. In this conversation, Fregozo-Torres told Leon that on "Thursday it will be ready. I just spoke to the guy today and he said that for sure Thursday, he would be heading down here". It is my opinion that Fregozo-Torres has told Leon that the unknown person who is re-supplying Fregozo-Torres with crystallized methamphetamine would be ready Thursday and would be coming to meet with Fregozo-Torres.

118. On November 3, 2009 at approximately 8:57 pm, (during the course of the electronic

surveillance SDN-CAM-15WT-09), call #167, a telephone call was intercepted from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 to an unknown male "Junior", utilizing telephone facility (609) 922-4154. Investigator Tony Pagan of the Camden County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

J: Tell me

EFT: What's up Junior?

J: How was your day pops?

EFT: Good, good. Working, working.

J: Did you work hard?

EFT: Of course!

J: I was at a funeral all day; an American, Italian you know. I worked for him for a long time.

EFT: Uh huh.

J: yeah pops, it was really sad, you know.

EFT: Oh yeah.

J: I spent all day there. And, how's that tree nursery around there going? All good?

EFT: Yes, everything is good; only that I have to wait until Thursday or Friday.

J: Hey.

EFT: Yeah, I think I'll have to wait until Friday.

J: Damn man!

EFT: Right.

J: [UI], what can we do you know. It's for sure though right?

EFT: Yeah, it's for sure son.

J: Alright then that's no problem then.

EFT: I'll call you on Friday when that arrives.

J: Alright, that's fine then; the earliest possible.

EFT: Alright then Junior.

J: Alright "Papi".

EFT: Alright.

119. It is my opinion based upon my training and experience that in this conversation that Fregozo-Torres has again told "Junior" everything was good and he had to wait until Thursday or Friday referring to the re-supply of crystallized methamphetamine. "Junior" then asked, "It's for sure though right"? Fregozo-Torres said, "Yeah, it's for sure". Fregozo-Torres told "Junior" that he would call him on Friday once that arrives. It is my opinion that Fregozo-Torres is waiting on someone to bring him a supply of crystallized methamphetamine for distribution by Thursday or Friday of this week. The above two conversations took place on November 2, 2009, a Monday. The referenced Thursday or Friday would therefore be Thursday, November 5, 2009 or Friday, November 6, 2009.

120. On November 5, 2009 at approximately 1:36 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #179, a telephone call was intercepted from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 to a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119.

Detective Yadar Barquero of the Gloucester County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

FLS: Hello?

EFT: What's up?

FLS: What's up, what's up?

EFT: Nothing, nothing. What are you doing?

FLS: We'll talk early this afternoon because I'm waiting for the other animals to arrive

EFT: Uh huh.

FLS: I have yours over here. Only that I don't know if to take off today or early tomorrow morning; so I can arrive there early. Are you going to be there early in the morning?

EFT: Well, we have to work tomorrow, but if you want to come now we'll wait for you or early dawn tomorrow, however you want to do it.

FLS: Alright.

EFT: Hey.

FLS: I feel like leaving now, but it's harder to drive around on those streets at night over there.

EFT: Well, don't exit, stay on 76 to Atlantic City, right? You just take 76 and that's it.

FLS: 76?

EFT: Yeah, don't leave 76; you are going to see the signs on 76 to Atlantic City.

FLS: Yes

EFT: Don't leave 76 and head to Atlantic City.

FLS: I have one of those…a GPS.

EFT: Oh, so you see, it should be Hammonton, just put that.

FLS: Hammonton, right?

EFT: And get off exit 28.

FLS: 28 right?

EFT: Yes, and then after that, call me. Call me before you get off that exit if you want so I can be aware and, because I'm telling you, I live around 30. [caughs], you know where I live!

FLS: Yes, I know where you live. I know exactly where you live. The problem is that those people have not arrived.

EFT: uh huh.

FLS: And if they arrive tonight and I'm not here that's going to cause problems.

EFT: Alright, alright.

FLS: And during the day they don't come because during the day they can't drop anything off since it's a big tractor trailer.

EFT: Eh….

FLS: I have to go to an isolated area and like that no one can see us. That's why at night, at night is when they come to drop all that stuff off.

EFT: Alright, if you want to wait, but I need it no later than tomorrow because I need that for tomorrow.

FLS: No, tomorrow, tomorrow by dawn I'll take off and should be arriving there at around 11AM.

EFT: Alright then, so I don't have to go to work and wait for you.

FLS: Hey, no, no, I'm going tomorrow for sure, don't worry; I'll be there tomorrow.

EFT: Alright.

FLS: Like I'm telling you. I could leave now but if those cars arrive later tonight; I'm going to be screwed there and here. I thought they were going to arrive last night but I waited and waited and nothing man.

EFT: I'm telling you…that's messed up.

FLS: They said they left Monday afternoon and so they should be arriving tonight.

EFT: Yeah, that's right.

FLS: And if I leave tonight to go there to you guys, I'm going to get screwed.

EFT: Well, as long as it's not past tomorrow so we can arrange things once you get here.

FLS: Yes of coarse, for sure. Yes, that's fine. Just let me see handle this, if yes or no. I'll take off early tomorrow once I find out that they are not coming.

EFT: Alright then, I'll give you a call at around 8 pm to find out what's going on.

FLS: Alright thanks, do that. That's what it is.

EFT: Alright then dude

FLS: It's done.

EFT: Alright.

121. 114. It is my opinion based upon my training and experience that in this conversation that Fregozo Torres is speaking with his source of supply, who was later identified as Francisco Lopez Silva. During this conversation Fregozo Torres and Silva discuss directions and using a global positioning system. Silva then told Fregozo Torres that he can not leave yet because he was waiting for someone to arrive. Silva told Fregozo Torres that they arrive in a big tractor trailer and they go to an isolated area to drop all the CDS. It is my opinion that Silva is referring to meeting with a person who has the CDS inside a tractor trailer and they wait until night time to unload the truck. Fregozo Torres then told Silva that he needs that by tomorrow. It is my opinion that Fregozo Torres told Silva that he needs the CDS by tomorrow. Silva told Fregozo Torres that he would leave early and arrive around 11:00 am. It is my opinion based upon the above conversation that Silva is awaiting a delivery of CDS and once he gets the delivery he would be traveling to deliver Fregozo Torres the CDS. Silva told Fregozo Torres he would call back by 8:00 pm that night. Additionally, based upon the area code of the phone being utilized by Silva and based upon the below listed intercepted conversation from SDN CAM 15WT 09 call #186, it is believed that Silva was in Ohio at the time of the call where he was awaiting the arrival of a shipment of CDS.

122. On November 5, 2009 at approximately 7:06 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #186, a telephone call was intercepted from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 to a male, later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119.

Investigator Tony Pagan of the Camden County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

FLS: Hello

EFT: What's going on?

FLS: [UI]

EFT: What are you doing dude?

FLS: Just here waiting on these people. I don't think there's going to be anything now.

EFT: Oh no?

FLS: I've been making plans. Early, early tomorrow morning I'm heading over there.

EFT: Oh yeah?

FLS: Hey

EFT: That's good then I'm going to tell the guys around here.

FLS: Yes, I'm going tomorrow. I'll be there at 7am or 8am.

EFT: You coming here now?

FLS: Yes, I'm going to sleep for a few hours now.

EFT: Uh huh...

FLS: And then I'll leave at dawn.

EFT: Alright then, give me a call when you are around here in...close to home.

TN: [UM coughs]

FLS: When I'm around there I'll call you.

EFT: Alright, so I can come get you.

FLS: Alright that's fine. I'm going to put on in the GPS…I'm going to put [TN: coughing] from Columbus, from Columbus to Hammonton, right?

EFT: You want me to give you an address from here in Hammonton so it could bring you here?

FLS: Sure, so it could take me there.

EFT: Alright, wait okay……

FLS: Alright, give it to me.

EFT: It's Hammonton,

FLS: It's what?

EFT: It's Hammonton, do you know how to spell it?

FLS: It's H A

EFT: H A u huh.

FLS: M M

EFT: M M

FLS: O

EFT: O M T or something like that.

FLS: O M T A

EFT: Hey,

FLS: H A HAMON, HAMMONTON

EFT: HAMMONTON

FLS: T O N

EFT: Uh huh.

FLS: Okay.

EFT: Let me put my old lady on so she can give you the address better.

FLS: Yes please [UI].

EFT: Alright

[TN: talking in the background with unknown female]

EFT: Give him the address [UI]

UF: From where?

[TN: To UM]

UF: Hello?

FLS: Yes, good evening.

UF: It's uhmm. 345

FLS: 345…uh huh…

UF: Yes. Space

FLS: Space, just like it sounds? S P A S

UF: No, no just space, make a space and that's it.

FLS: Oh oh!!

UF: Then the next word.

FLS: Okay.

UF: 3 r d, like third.

FLS: Okay, the 3rd.

UF: Street, S T

FLS: Okay, correct.

UF: And, next , Hammonton H… in the next line.

FLS: Uh huh… H M M

UF: H A M M … O N…Hammon…Hammon, no wait H A M M O N T O N.

FLS: Correct, I got it. Hammonton

UF: Uh huh.

FLS: N [UI] J

UF: N J and the uhmm..

FLS: Zip Code.

UF: the zip code is 08037

FLS: 08037, okay perfect. [UI]

EFT: Alright then give me a call then. Look.

FLS: Hey

EFT: I don't live at that house in Hammonton

FLS: No, either way, I'll call you when I'm around there.

EFT: Yeah, that's just to bring you to exit 28 to Hammonton

FLS: Yes, exit 28.

EFT: Give me a call either way.

FLS: Okay, exit 28, I'm getting out on exit 28

EFT: Yeah, after exit 28 for Hammonton you give me a call so you can take 30 all the way up.

FLS: Okay, perfect.

EFT: Alright.

FLS: Okay, 30, 30, 30 North or East. East is the name right?

EFT: Hey, you are going to take 30 but call me when you are there and when you see 54, give me a call and I'll tell you which way to take 30.

FLS: Okay, perfect.

123. It is my opinion based upon my training and experience that in this conversation that Fregozo-Torres is speaking with his source of supply, who was later identified as Francisco Lopez Silva. During this conversation Silva told Fregozo-Torres that he would be arriving around 7am or 8am. During this conversation Silva is provided with an address to put into his GPS. Based upon the conversation, it is my opinion that the Silva was leaving from the Columbus, Ohio area and arriving tomorrow morning, Friday 11/6/2009 with a supply of crystallized methamphetamine.

124. Based upon the above conversation, and the fact that the cellular telephone facility 614-384-1119 is a Nextel phone registered in Ohio, it is my opinion that the unidentified male, who was later identified as Francisco Lopez Silva would be traveling from Ohio to the Hammonton, New Jersey area to meet with Fregozo-Torres and re-supply him with CDS.

125. On November 6, 2009 at approximately 6:36 am, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #189, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from a male, later identified as Francisco Lopez Silva utilizing telephone facility (614) 384-1119. Investigator Carlos Plaza of the Camden County Prosecutor's Office monitored the call. The following is a

transcript of the conversation:

EFT: Hey

FLS: Hey!

EFT: What happened?

FLS: Did you just call?

EFT: No it wasn't me why?

FLS: Heh?

EFT: No I said

FLS: Oh! Okay.

EFT: What's going on?

FLS: We are on our way, we are on our way.

EFT: Oh yeah?

FLS: Who's this?

EFT: It's me, "Tallin".

FLS: Eh?

EFT: It's me "Tallin".

FLS: Oh, I'm telling you, we are on our way already.

EFT: Oh yeah?

FLS: I thought you had called me earlier because the phone rang, my phone.

EFT: No, I didn't call you. At around what time will you be around here?

FLS: What did you say?

EFT: At what time will you be around here?

FLS: I'm just here by Willins [ph] where the casino is.

EFT: Alright, alright... [UI]

126. It is my opinion based upon my training and experience that in this conversation that Silva has told Fregozo-Torres that he is on his way to meet with him. Fregozo-Torres asked him when he would be arriving. Silva told Fregozo-Torres that he was by Willins where the casino is. Fregozo-Torres understood where he was located and did not asked any further questions.

127. Based upon above call and the location provided by Silva as, "I'm just by Willins where the casino is", a route search was conducted from Columbus, Ohio to Hammonton, NJ. I was looking for a town named Willins or any casino on a possible route from Columbus, Ohio. According to a internet mapping source, he would be traveling on Interstate Highway Route 70 from Columbus, Ohio through West Virginia into Pennsylvania. Once in Pennsylvania Silva would continue on Interstate Highway Route 70 onto the Pennsylvania Turnpike. A casino was located in West Virginia called Wheeling Island Hotel Casino Racetrack, located at 1 S Stone Street, Wheeling, West Virginia. According to the directions, the Wheeling Island Hotel Casino Racetrack is located near the exit for Interstate Highway Route 70. Utilizing the Wheeling Island hotel Casino Racetrack home page direction page, the address provided by Fregozo-Torres in prior calls, 345 3rd St, Hammonton, NJ was put in. According to the web page it would take approximately 5 hours 55 minutes to travel from the casino to the address in Hammonton. Based upon these directions Silva would be arriving in this area around 12:30pm.

128. On November 6, 2009 at approximately 10:53 am, (during the course of the electronic

surveillance SDN-CAM-15WT-09), call #194, a telephone call was intercepted from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 to a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119. Investigator Carlos Plaza of the Camden County Prosecutor's Office monitored the call. The following is a transcript of the conversation:

FLS: Hello

EFT: Hey son!

FLS: What's up, we are on our way.

EFT: What did you say?

FLS: We are near.

EFT: Alright. At...at what time are you going to be around here?

FLS: What did you say?

EFT: At what time are you going to be here, I said.

FLS: I can hear you that well.

EFT: At what time are you going to be here, I said.

FLS: Oh! I say about about an hour or an hour and a half.

EFT: Alright then, call me either way, I'm working on 54.

FLS: Alright, consider it done!

EFT: Alright

FLS: Bye.

129. It is my opinion based upon my training and experience that in this conversation that Silva has told Fregozo-Torres he was an hour and a half out. Fregozo-Torres told Silva

he'll call him and would be working on Route 54. Based upon this conversation he told Fregozo-Torres he (Silva) was about an hour and a half way from Hammonton, New Jersey. Silva would be arriving in the Hammonton area around 12:23pm, which is consistent with the driving directions provided by the Wheeling Island Hotel Casino Racetrack as previously mentioned in this application.

130. Shortly after the above call, on November 6, 2009 at approximately 12:56 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #198, a telephone call was intercepted from Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 to a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119. Special Agent Ramirez of the Federal Bureau of Investigation monitored the call. The following is a summary of the conversation. Silva and Fregozo-Torres discussed directions on how to get from Philadelphia to Hammonton. Fregozo-Torres then put a Hispanic male whose voice was recognized by UC#1, and another law enforcement officer familiar with this investigation, as Juan Santiaguin on the phone to provide directions to Silva. Santiaguin told him to take [Interstate] 76 to the Atlantic City Expressway to Hammonton. During this conversation, Agent Ramirez could hear other people talking in vehicle in addition to Silva.

131. Shortly after the above call, on November 6, 2009 at approximately 1:13 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #199, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119. Agent Ramirez of the Federal Bureau of Investigation monitored the call.

During this conversation Santiaguin told Silva to stay on 76 to Atlantic City and get off at exit 41, Crosskeys Rd and call him.

132. On November 6, 2009 at approximately 1:48 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #202, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119. Agent Ramirez of the Federal Bureau of Investigation monitored the call. Silva told Santiaguin that he was on the expressway and saw exit 41. Silva asked if it was exit 41 and Santiaguin said yes if it is Cross Keys exit, to get off.

133. Shortly after the above conversation, surveillance officer Det. Mike Chuppe of the Voorhees Police Department located a silver Toyota Corolla with Ohio registration EXK4910 on Crosskeys Road heading in the direction of Berlin, NJ. While surveillance officers were following the vehicle, contact was made with the Winslow Police Department to conduct a motor vehicle stop upon the vehicle, with a marked police car.

134. On November 6, 2009 at approximately 1:58 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #205, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from a male later identified as Francisco Lopez Silva, utilizing telephone facility (614) 384-1119. Agent Ramirez of the Federal Bureau of Investigation monitored the call. The following is a summary of the conversation. Fregozo-Torres was on a non-pertinent call with an unknown female when he received the call from Silva. Fregozo-Torres switched over to the call with Silva who told Fregozo-Torres that he did not see "30," referring to Route 30, also known as the

White Horse Pike. Silva told Fregozo-Torres he was by Watsontown Road. They continue to discuss Silva's location when a marked unit from Winslow Police Department executed a directed motor vehicle stop in the area of Berlin-Crosskeys Road and Park Drive, Berlin, New Jersey. During the intercepted conversation Agent Ramirez heard a police siren over the call at which time Silva told Fregozo-Torres that the police were stopping him.

135. Lt. David Iliucci of the Winslow Township Police executed the car stop upon the 2001 Toyota Corolla, Ohio Registration EXK4910. Once the car was stopped all parties were detained and removed from the vehicle and transported to the Winslow Township Police Department. The subject vehicle was then driven by law enforcement from the location of the car stop to prevent it from being discovered by Efrain Fregozo-Torres. The vehicle was taken directly to the Winslow Township Police Department where it was secured to await a search warrant. The driver was identified as Francisco Lopez Silva and the passenger was identified as Carmen Lopez Hernandez. Neither Lopez Silva nor Lopez Hernandez made a post-arrest statement.

136. On November 6, 2009, at approximately 3:45pm, Officer Robert Digerolamo of the Winslow Township Police Department, who has been assigned to this investigation, observed Efrain Fregozo-Torres drive through the Winslow Township Police Department parking lot in a black Honda Accord, New Jersey registration ZAD-76G. Officer Digerolamo recognized the vehicle from a prior surveillance where Fregozo-Torres was observed driving this vehicle. In addition, Ofc. Digerolamo was able to see into the window of the vehicle as it drove through the parking lot and recognized the driver as

Efrain Fregozo-Torres. It is my opinion that Fregozo-Torres was trying to do counter surveillance with the respect to the possible arrest of his source of supply who was en-route to meet him from the Columbus, Ohio area.

137. On November 6, 2009 at approximately 3:53 pm, (during the course of the electronic surveillance SDN-CAM-15WT-09), call #206, a telephone call was intercepted to Efrain Fregozo-Torres, utilizing telephone facility (856) 433-7323 from Antonio Leon, utilizing telephone facility (609) 536-0271. Detective Yader Barquero of the Gloucester County Prosecutor's Office monitored the call. The following is a summary of the conversation. Leon asked Fregozo-Torres if the stuff was in. Fregozo-Torres then told Leon to wait a while and he (Fregozo-Torres) would call him in a bit. It is my opinion that during this call, Leon was calling to find out if Fregozo-Torres received his re-supply of crystallized methamphetamine. It is my opinion that Fregozo-Torres did not want to talk on the phone and was currently trying to figure out what happen to his source of supply who was en-route from Columbus, Ohio. This call happened approximately eight minutes after, Fregozo-Torres was seen driving through the Winslow Township Police Department.

138. On November 6, 2009 at approximately 6:00pm, Investigator Robert Ferris, CCPO, met with the Honorable Samuel D. Natal. He reviewed a search warrant application for the vehicle and authorized the search.

139. The search warrant was executed at approximately 6:20 pm. During the search of the vehicle a hidden compartment was located under the rear passenger seat. Located inside of this compartment were two plastic gallon sized zip-lock bags that each contained approximately two pounds of suspected crystallized methamphetamine. The suspected

CDS was field tested and produced a positive reaction for methamphetamine. The CDS was then placed into evidence.

III. LAB RESULTS TO DATE

140. On April 16, 2009, UC#1 purchased 4½ oz cocaine from Rafael Vasquez. It was tested at the New Jersey State Police Laboratory, located in Hamilton Township, Mercer County, New Jersey and determined to be 124.55 grams of cocaine.

141. On May 28, 2009, UC#1 purchased 4½ oz cocaine from Rafael Vasquez. Moreover, Rafael Vasquez provided UC#1 with a free sample of methamphetamine. The suspected cocaine was tested at the New Jersey State Police Laboratory, located in Hamilton Township, Mercer County, New Jersey and determined to be 125.83 grams of cocaine. The suspected sample of methamphetamine was tested at the New Jersey State Police Laboratory, located in Hamilton Township, Mercer County, New Jersey and determined to be .36 grams of methamphetamine.

142. On July 30, 2009, UC#1 purchased one ounce of methamphetamine from Rafael Vasquez and Antonio Leon. It was submitted to the DEA Northeast Region Lab and determined to be 25.7 grams of methamphetamine with a purity of 97.9%. Accordingly, substance is crystallized or pure methamphetamine.

143. On August 28, 2009, UC#1 purchased methamphetamine from Antonio Leon. It was submitted to the DEA Northeast Region Lab and determined to be 27.5 grams of methamphetamine with a purity of 64.3%.

144. On October 7, 2009, UC#1 purchased methamphetamine from Antonio Leon and Efrain

Fregozo-Torres. It was submitted to the DEA Northeast Region Lab and determined to be 108 grams of methamphetamine with a purity of 48.9%.

145. The suspected methamphetamine seized from the vehicle traveling from Ohio with the driver was identified as Francisco Lopez Silva and the passenger was identified as Carmen Lopez Hernandez and coordinated by Efrain Fregozo-Torres has been submitted to the DEA Northeast Region Lab but has not yet been tested.

146. On November 21, 2009, UC#1 purchased approximately ½ pound of methamphetamine from Antonio Leon. It has been submitted to the DEA Northeast Region Lab but has not yet been tested.

IV. CONCLUSION

147. Based upon the above, I submit that there exists probable cause that Rafael Vasquez, Antonio Leon, Efrain Fregozo-Torres a/k/a Alverto Murillo, Juan Santiaguin, a/k/a Juan Antonio Perea, Javier Tijerin, Jose Vasquez, Francisco Lopez Silva, a/k/a Francisco Lopez, a/k/a Francisco Silva Lopez, a/k/a, Francisco Lopez-Silva, a/k/a, Francisco Silva, a/k/a, Humberto Rivera Sanchez, Carmen Lopez Hernandez, and others have been and are involved in a conspiracy with each other, and others, to distribute and possess with intent to distribute methamphetamine, crystallized methamphetamine and cocaine in violation of Title 21, United States Code, Sections 846 and 841(a), and Title 18, United States Code, Section 2.

148. Further, based upon the above, I submit that there exists probable cause that Rafael Vasquez, Javier Tijerin Gonzalez and Jose Vasquez have been and are involved in a

conspiracy with each other, and others to sell firearms without a license in violation if Title 18, United States Code, Sections 371 and 922(a), and to illegally possess a machine gun in violation of Title 18, United States Code, Section 922(o)