

APR 29 2011

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

CLAIRE C. CECCHI, U.S.M.J.

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UNITED STATES OF AMERICA	:	Hon. Claire C. Cecchi
	:	
v.	:	Mag. No. 11-4104
	:	
LUIS APARICIO	:	<b><u>CRIMINAL COMPLAINT</u></b>

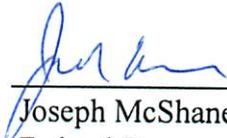
I, Joseph McShane, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.

  
 \_\_\_\_\_  
 Joseph McShane, Special Agent  
 Federal Bureau of Investigation

Sworn to before me, and  
subscribed in my presence

April 29, 2011 at  
Newark, New Jersey

HONORABLE CLAIRE C. CECCHI  
UNITED STATES MAGISTRATE JUDGE

  
 \_\_\_\_\_  
 Signature of Judicial Officer

**ATTACHMENT A**

**COUNT I**

On or about April 28, 2011, in Bergen County, in the District of New Jersey, and elsewhere, defendant

**LUIS APARICIO**

did knowingly, by force and violence, and by intimidation, take and attempt to take, from the person and presence of another, namely a customer service representative of Chase Bank, Rutherford, New Jersey, approximately \$47,500 in United States currency, belonging to, and in the care, custody, control, management, and possession of, Chase Bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation,

in violation of Title 18, United States Code, Section 2113(a).

## ATTACHMENT B

I, Joseph McShane, am a Special Agent with the Federal Bureau of Investigation ("FBI"). I am fully familiar with the facts set forth herein based on my own investigation, my conversations with other law enforcement officers, and my review of reports, documents, and items of evidence. Where statements of others are related herein, they are related in substance and part. Because this complaint is being submitted for a limited purpose, I have not set forth each and every fact that I know concerning this investigation. Where I assert that an event took place on a particular date, I am asserting that it took place on or about the date alleged.

1. On or about April 28, 2011, at approximately 2:00 p.m, an individual later identified as defendant Luis Aparicio ("APARICIO") entered the Chase Bank branch at 360 Union Avenue, Rutherford, New Jersey. According to witnesses and surveillance footage, APARICIO entered the bank with a black briefcase and an umbrella. He placed the briefcase on the Customer Service desk and approached a teller window where a customer service representative was conducting a transaction with the teller for a bank client. At that time, APARICIO produced a black metal object made to look like a gun and placed it on the neck of the customer service representative and stated in substance and in part "I need the money. Don't try anything stupid, I know how you operate, just give me all the money."

2. APARICIO then ordered the other people in the bank to get on the floor and directed the customer service representative towards the vault area. APARICIO made the customer service representative and the floor manager open the vault and then ordered them to give him the money. The customer service representative grabbed a stack of approximately \$47,500 in currency and began to give it to APARICIO. At that time, the sound of police sirens was heard approaching the bank and APARICIO stated to the customer service representative, in substance and in part, "That was stupid to call the cops. You're coming with me." Upon hearing APARICIO say that, the customer service representative threw the money at APARICIO and ran away to safety.

3. Law enforcement arrived on the scene outside of the bank. After retrieving some of the money from the floor, APARICIO grabbed a woman and told her in substance and in part, "You're coming with me." APARICIO had his arm around her neck with the "gun" in his hand. APARICIO led her out of the bank onto Wells Place where they were confronted by law enforcement. APARICIO changed his grip on the woman and grabbed her by the hair, at which point, she pulled her head out of the wig she was wearing and she began to run. Law enforcement then opened fire on APARICIO and he sustained gunshot wounds as a result. APARICIO was later arrested at the hospital.

6. At all times relevant to this Complaint, the deposits of Chase Bank were insured by the Federal Deposit Insurance Company.