

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ORIGINAL FILED

UNITED STATES OF AMERICA : Hon. Patty Shwartz
v. : Mag. No. 11-3008
AUGUSTO G. PEREZ : **CRIMINAL COMPLAINT**

MAR 17 2011

PATTY SHWARTZ
U.S. MAG. JUDGE

I, Douglas Man, being duly sworn, state that 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 pages and made a part hereof.

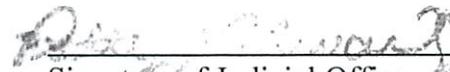


DOUGLAS MAN
Special Agent
Federal Bureau of Investigation

Sworn to before me and subscribed in my presence,

March 17, 2011 at Newark, New Jersey
Date City and State

Honorable Patty Shwartz
United States Magistrate Judge
Name and Title of Judicial Officer


Signature of Judicial Officer

ATTACHMENT A

On or about February 28, 2011, in Hudson County, in the District of New Jersey, and elsewhere, defendant AUGUSTO G. PEREZ, did knowingly, by force and violence, and by intimidation, take and attempt to take from the person and presence of another, any property or money or any other thing of value belonging to, and in the care, custody, control, management, and possession of TD Bank, in Weehawken, New Jersey, whose deposits were then insured by the Federal Deposit Insurance Corporation, and in committing such offense, did knowingly assault a person and put in jeopardy the life of a person by the use of a dangerous weapon and device, namely, a firearm.

In violation of Title 18, United States Code, Sections 2113(a), 2113(d), and 2.

ATTACHMENT B

I, Douglas Man, 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 in part. Since 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 February 28, 2011, a man, later identified as defendant AUGUSTO G. PEREZ ("PEREZ"), entered TD Bank, located at 4200 Park Avenue, Weehawken, New Jersey ("TD Bank") wearing a baseball cap and sunglasses. After entering the bank, PEREZ approached bank teller #1, pointed a black handgun at the teller, and stated in Spanish, in substance and in part, "This is a robbery. Give me the money from the top and bottom." PEREZ also pointed the handgun at bank teller #2 and a bank customer who was in the process of making a deposit and ordered them both to give him money as well. PEREZ left the bank with approximately \$10,000 in United States currency which he had taken from the bank tellers and the bank customer.

2. The bank robbery was captured on video by the bank's video surveillance camera.

3. Subsequent to the bank robbery, law enforcement published the surveillance photos in local news media outlets.

4. On or about March 10, 2011, the FBI received a telephone call from a confidential source ("CS1"). CS1 stated that he/she saw the bank surveillance photo from the February 28, 2011 TD Bank robbery on an Internet website and was able to identify the subject as defendant PEREZ and stated that PEREZ resides at 1801 43rd Street in North Bergen, New Jersey.

5. On or about March 16, 2011, the FBI received information from another confidential source ("CS2"). CS2 stated that he/she saw the bank surveillance photo from the February 28, 2011 TD Bank robbery in a local newspaper. CS2 was able to identify the subject as defendant PEREZ and stated that PEREZ lives in Sylvan Village, an apartment complex located at 1801 43rd Street in North Bergen, New Jersey.

6. The investigation further revealed that PEREZ lives in an apartment located at 1801 43rd Street in North Bergen, New Jersey.

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