

United States District Court

State and DISTRICT OF New Mexico

UNITED STATES OF AMERICA

v.

STEVEN L. LAYNE
YOB: 1950
SSAN: XXX-XX-2405

(Name and Address of Defendant)

CRIMINAL COMPLAINT

CASE NUMBER:

09-MJ-862

FILED
At Albuquerque NM

MAR 31 2009

MATTHEW J. DYKMAN
CLERK

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about March 30, 2009 in San Juan county, in the

State and District of New Mexico defendant(s) did, (Track Statutory language of Offense)

unlawfully manufacture, distribute, or dispense, or possess with intent to manufacture, distribute or dispense, a controlled substance and was convicted in the State of New Mexico of a crime punishable by imprisonment for a term that exceeded one year and subsequently possessed a firearm

in violation of Title 21&18 United States Code, Section(s) 841(a)(1) and 922(g)(1)

I further state that I am a(n) Special Agent, FBI and that this complaint is based on the following facts:

Official Title

See Attached Affidavit.

Continued on the attached sheet and made a part hereof:

☒ Yes

☐ No

Sworn to before me and subscribed in my presence,

March 31, 2009

at

Albuquerque, New Mexico

Date

ROBERT HAYES SCOTT

Name & Title of Judicial Officer
UNITED STATES MAGISTRATE JUDGE

Lennie Johnson Jr.

Signature of Complainant

Lennie Johnson Jr.

Special Agent

Federal Bureau of Investigation

Robert H. Scott

Signature of Judicial Officer

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

State of NEW MEXICO

County of SAN JUAN

AFFIDAVIT

I, the undersigned, being duly sworn, hereby depose
and say:

1. I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since December 9, 2007. I am currently assigned to the Albuquerque Division and investigate major crimes and investigations including but not limited to the investigation of federal drug, firearms, and criminal enterprise matters. The information set forth in this affidavit has been derived from my own investigation or communicated to me by other sworn law enforcement officers or from reliable sources.

2. On March 30, 2009 a District Court Judge in the Magistrate Court, County of San Juan, New Mexico authorized a search warrant on the primary residence of Steven L. Layne. Layne resides at 714 County Road 2900, Aztec, New Mexico 87410. The utilities for the residence have been listed in Layne's name since August 20, 1993. The premise for the search began on March 23, 2009 when Bloomfield Police Officer was dispatched to 1000 Judy Street, Bloomfield, New Mexico regarding residential burglary. Investigators discovered

1 that multiple hand guns and jewelry was stolen from the
2 residence. Subsequent to the burglary investigators
3 discovered through confidential informants and other
4 witnesses that items taken in the aforementioned burglary
5 were located at Layne's residence at 714 County Road 2900,
6 Aztec, New Mexico.

7
8 3. On March 30, 2009, pursuant to a State of New
9 Mexico Search Warrant, a search of 714 County Road 2900,
10 Aztec, New Mexico was conducted revealing a number of
11 firearms, illegal narcotics, and other believed illegal
12 substances. The following is a list of pertinent items
13 seized at Layne's residence:

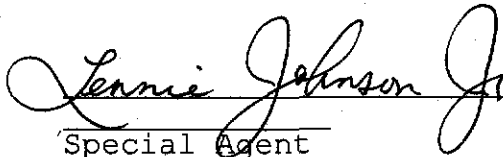
- 14 - 908.5 grams of a white substance that field
15 tested positive for the presence of
16 methamphetamine.
- 17 - Black duffle bag containing believed additional
18 illegal narcotics and paraphernalia.
- 19 - \$5000.00 United States Currency.
- 20 - Stevens Rifle Model 325, caliber 30/30, with
21 unknown serial number.
- 22 - Glenfield Model 25 Rifle 22, serial number
23 26503779.
- 24 - Hiawatha Model 189M, .22 caliber, serial number
25 unknown.
- 26 - Springfield Model 840 222, serial number 247622.
- 27 -UMC rifle, .22 caliber, serial number U-6991.

1 4. At the time the search warrant was conducted,
2 Steven Layne was present at the residence. A Region II
3 Narcotics Agents advised Layne of his Miranda rights at which
4 time Layne stated that he understood his rights and
5 voluntarily agreed to speak with agents. After finding a
6 significant amount of a substance believed to be
7 methamphetamine, Agents asked Layne if he was involved in the
8 trafficking of illegal narcotics. Layne advised that he was
9 involved in the sale and purchase of methamphetamine. Layne
10 added that he recently met a Mexican National (first and last
11 name unknown) that gave him an ounce of methamphetamine for
12 Layne's vehicle. Layne added that the unknown Mexican has
13 continued to supply him with methamphetamine and recently
14 "fronted" him approximately a pound and a half of
15 methamphetamine. Layne was then asked by Agents if he was a
16 convicted felon. Layne said that he was convicted in 1982 of
17 trafficking illegal narcotics. Layne was then asked if the
18 weapons found within his residence belonged to him. Layne
19 responded by advising that the multiple firearms did belong
20 to him.

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22 5. Documents from the Eleventh Judicial District
23 Court, State of New Mexico confirmed that Layne was convicted
24 of a felony crime for the distribution of a controlled
25 substance on February 9, 1982.

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27 6. Based upon the information provided in this
28 affidavit your affiant believes there is probable cause to

1 believe that Steven L. Layne intended to distribute or
2 dispense or possess with intent to distribute a controlled
3 substance in violation of Title 21 United States Code
4 841(a)(1) and a was convicted in the State of New Mexico and
5 was punished by imprisonment for a term that exceeded one
6 year and subsequently possessed a firearm in violation of
7 Title 18 United States Code 922(g)(1). I swear this
8 information to be true and correct to the best of my
9 knowledge and belief.

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11 
12 Special Agent
13 Federal Bureau of Investigation
Albuquerque, New Mexico

14 Subscribed and sworn to before me this 31st day of March,
15 2009.

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18 U.S. Magistrate
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