

FILED
 UNITED STATES DISTRICT COURT
 ALBUQUERQUE, NEW MEXICO

FEB - 1 2011

United States District Court

IN THE DISTRICT OF NEW MEXICO

MATTHEW J. DYKMAN
 CLERK

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

SEBASTIANO COHO
 YOB: 1990

CASE NUMBER: 11-MJ-208
 11-MG-009

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 January 25, 2011, in Cibola County, in the District of New Mexico, defendant(s) did commit Aggravated Sexual Abuse, and knowingly cause another person to engage in contact between the penis and the vulva by using force against that other person, in violation of Title 18 United States Code, Section(s): 1153, 2241(a), and 2246(2)(A). Sebastiano Coho and Jane Doe are each registered members of the Navajo Nation. The aforementioned criminal act occurred within the exterior boundaries of the Navajo Indian Reservation, or Indian Country.

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

- See Attached Affidavit hereby incorporated by reference as if fully restated herein.

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

AUSA - Carson-McNabb
 Sworn to before me and subscribed in my presence,

SA Matthew W. Collar
 Special Agent
 Federal Bureau of Investigation

at

Gallup N.M.
 City and State

Robert W. Ionta, United States Magistrate Judge
 Name & Title of Judicial Officer

Signature of Judicial Officer

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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SEBASTIANO COHO
YOB: 1990

CASE NO. 11-MJ-208

11-MJ-009

AFFIDAVIT IN SUPPORT OF
ARREST WARRANT

AFFIDAVIT

I, the undersigned, being duly sworn, hereby depose and state
as follows:

1. Your affiant is a Special Agent (SA) of the Federal Bureau of Investigation (FBI) and has been employed in that capacity since January of 2008. Your affiant was previously employed by the Montana Highway Patrol and Bozeman Police Department since 1998. Your affiant is currently assigned to the Albuquerque Division of the FBI, Gallup Resident Agency, and has primary investigative responsibility for crimes occurring within Indian Country; including violent crimes such as homicide, robbery, arson, aggravated assault, and sexual assault. The information set forth in this affidavit has been derived from investigation conducted by your affiant, and/or communicated to me by other sworn Law Enforcement Officers.

2. Your affiant is aware that on January 25, 2011, Navajo-Ramah Police Department (NRPD) received a complaint of attempted rape occurring within the exterior boundaries of the

1 Navajo Nation near Pine Hill, New Mexico.

2
3 (a) Jane Doe (19) reported having been both sexually
4 and physically assaulted while consuming alcohol with classmate
5 Sebastiano Coho in a wooded-area south of the Pine Hill Market.

6
7 (b) Doe described Coho striking her in the face and
8 head with his fists and forcibly removing her pants and panties
9 while straddling her mid-section and touching her vagina with
10 his hand.

11
12 3. Your affiant is aware that Sebastiano Coho was
13 subsequently arrested by the Ramah-Navajo Police Department for
14 violation of Navajo Nation Tribal Code (NTC) Title 17 Section
15 316 -- Battery.

16
17 4. On January 27, 2011, your affiant contacted Coho
18 while in the custody of the Ramah Detention Facility. Coho was
19 advised of his rights per *Miranda* and agreed to participate in
20 a digitally recorded interview without the presence of legal
21 representation. Coho provided the following information:

22
23 (a) Coho described having sexually and physically
24 assaulted Jane Doe while consuming alcohol in a wooded area
25 near the Pine Hill Market, located in Pine Hill, New Mexico.

26
27 (b) Coho acknowledged becoming irretrievably aroused
28 while "making-out" with Doe, and striking her in the face and

1 head with his right hand prior to "forcing" his penis into her
2 vagina.

3
4 (c) Coho described having had sexual intercourse
5 with Doe despite her physical efforts to push him off and her
6 verbal pleas for him to discontinue -- "[Doe] told me to stop
7 but I wanted to finish."

8
9 (d) Coho described having only had sexual
10 intercourse with minor children prior to Doe, and further
11 suggested the continued probability of his "losing control"
12 remained high without the application of "sex and anger"
13 treatment.

14
15 5. Your affiant is aware that Sebastiano Coho and
16 Jane Doe have each been identified as enrolled members of the
17 Navajo Nation, and that the location of the offense has been
18 determined to be within the exterior boundaries of the Navajo
19 Indian Reservation, or Indian Country.

20
21 6. Based on the information set forth in this
22 affidavit, your affiant submits that there is probable cause to
23 believe that Sebastiano Coho did commit Aggravated Sexual
24 Abuse, and knowingly cause another person to engage in contact
25 between the penis and the vulva by using force against that
26 other person, in violation of Title 18 United States Code
27 Section(s): 1153, 2241(a), and 2246(2)(A).

1 7. I swear that this information is true and correct
2 to the best of my knowledge and belief.

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7
8 Matthew W. Collar
9 Special Agent
10 Federal Bureau of Investigation
11 Gallup, New Mexico

12 Subscribed and sworn to before me
13 this 1st day of February, 2011.

14 

15 Robert W. Ionta
16 United States Magistrate Judge
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