

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **CRIMINAL NO. 11-\_\_\_\_\_**  
**v.** : **DATE FILED: February 10, 2011**  
**MARCO ANTONIO DURAN-GARCIA,** : **VIOLATION:**  
**a/k/a “Marco Antonio Duran,”** : **8 U.S.C. § 1326(a) and (b)(2)**  
**a/k/a “Javier Garcia Morales,”** : **(reentry after deportation-1 count)**  
**a/k/a “Javier Garcia”**

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about September 13, 2010, in the Eastern District of Pennsylvania,  
defendant

**MARCO ANTONIO DURAN-GARCIA,  
a/k/a “Marco Antonio Duran,”  
a/k/a “Javier Garcia Morales,”  
a/k/a “Javier Garcia,”**

an alien, and native and citizen of Mexico, who had previously been deported and removed from the United States on or about July 19, 2008, was found in the United States, having knowingly and unlawfully reentered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Sections 1326(a) and (b)(2).

**A TRUE BILL:**

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**FOREPERSON**

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**ZANE DAVID MEMEGER**  
United States Attorney